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GOVERNOR GREG ABBOTT

July 29, 2021

SECRETARY OF STATE

3: 15 Pmo'CLOCK

JUL 2 9 2021

Mr. Joe A. Esparza Deputy Secretary of State State Capitol Room 1E.8 Austin, Texas 78701

Dear Deputy Secretary Esparza:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-38 relating to the continued response to the COVID-19 disaster.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,

Gregory S. Davidson

Executive Clerk to the Governor

GSD/gsd

Attachment

Executive Order

BY THE GOVERNOR OF THE STATE OF TEXAS

Executive Department Austin, Texas July 29, 2021

EXECUTIVE ORDER GA 38

Relating to the continued response to the COVID-19 disaster.

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all Texas counties; and

WHEREAS, in each subsequent month effective through today, I have renewed the COVID-19 disaster declaration for all Texas counties; and

WHEREAS, from March 2020 through May 2021, I issued a series of executive orders aimed at protecting the health and safety of Texans, ensuring uniformity throughout Texas, and achieving the least restrictive means of combatting the evolving threat to public health by adjusting social-distancing and other mitigation strategies; and

WHEREAS, combining into one executive order the requirements of several existing COVID-19 executive orders will further promote statewide uniformity and certainty; and

WHEREAS, as the COVID-19 pandemic continues, Texans are strongly encouraged as a matter of personal responsibility to consistently follow good hygiene, social-distancing, and other mitigation practices; and

WHEREAS, receiving a COVID-19 vaccine under an emergency use authorization is always voluntary in Texas and will never be mandated by the government, but it is strongly encouraged for those eligible to receive one; and

WHEREAS, state and local officials should continue to use every reasonable means to make the COVID-19 vaccine available for any eligible person who chooses to receive one; and

WHEREAS, in the Texas Disaster Act of 1975, the legislature charged the governor with the responsibility "for meeting ... the dangers to the state and people presented by disasters" under Section 418.011 of the Texas Government Code, and expressly granted the governor broad authority to fulfill that responsibility; and

WHEREAS, under Section 418.012, the "governor may issue executive orders ... hav[ing] the force and effect of law;" and

WHEREAS, under Section 418.016(a), the "governor may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business ... if strict compliance with the provisions ... would in any way prevent, hinder, or delay necessary action in coping with a disaster;" and

WHEREAS, under Section 418.018(c), the "governor may control ingress and egress to FILED IN THE OFFICE OF THE SECRETARY OF STATE 3:15(2) O'CLOCK

Executive Order GA-38 Page 2

and from a disaster area and the movement of persons and the occupancy of premises in the area;" and

WHEREAS, under Section 418.173, the legislature authorized as "an offense," punishable by a fine up to \$1,000, any "failure to comply with the [state emergency management plan] or with a rule, order, or ordinance adopted under the plan;"

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective immediately:

- 1. To ensure the continued availability of timely information about COVID-19 testing and hospital bed capacity that is crucial to efforts to cope with the COVID-19 disaster, the following requirements apply:
 - a. All hospitals licensed under Chapter 241 of the Texas Health and Safety Code, and all Texas state-run hospitals, except for psychiatric hospitals, shall submit to the Texas Department of State Health Services (DSHS) daily reports of hospital bed capacity, in the manner prescribed by DSHS. DSHS shall promptly share this information with the Centers for Disease Control and Prevention (CDC).
 - b. Every public or private entity that is utilizing an FDA-approved test, including an emergency use authorization test, for human diagnostic purposes of COVID-19, shall submit to DSHS, as well as to the local health department, daily reports of all test results, both positive and negative. DSHS shall promptly share this information with the CDC.
- 2. To ensure that vaccines continue to be voluntary for all Texans and that Texans' private COVID-19-related health information continues to enjoy protection against compelled disclosure, in addition to new laws enacted by the legislature against so-called "vaccine passports," the following requirements apply:
 - a. No governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.082(f)(1) of the Texas Health and Safety Code to the extent necessary to ensure that no governmental entity can compel any individual to receive a COVID-19 vaccine administered under an emergency use authorization.
 - b. State agencies and political subdivisions shall not adopt or enforce any order, ordinance, policy, regulation, rule, or similar measure that requires an individual to provide, as a condition of receiving any service or entering any place, documentation regarding the individual's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. I hereby suspend Section 81.085(i) of the Texas Health and Safety Code to the extent necessary to enforce this prohibition. This paragraph does not apply to any documentation requirements necessary for the administration of a COVID-19 vaccine.
 - c. Any public or private entity that is receiving or will receive public funds through any means, including grants, contracts, loans, or other disbursements of taxpayer money, shall not require a consumer to provide, as a condition of receiving any service or entering any place, documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization. No consumer may be denied entry to a facility financed

FILED IN THE OFFICE OF THE SECRETARY OF STATE 3:15Pm_O'CLOCK

- in whole or in part by public funds for failure to provide documentation regarding the consumer's vaccination status for any COVID-19 vaccine administered under an emergency use authorization.
- d. Nothing in this executive order shall be construed to limit the ability of a nursing home, state supported living center, assisted living facility, or long-term care facility to require documentation of a resident's vaccination status for any COVID-19 vaccine.
- e. This paragraph number 2 shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster. I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order.
- 3. To ensure the ability of Texans to preserve livelihoods while protecting lives, the following requirements apply:
 - There are no COVID-19-related operating limits for any business or other establishment.
 - b. In areas where the COVID-19 transmission rate is high, individuals are encouraged to follow the safe practices they have already mastered, such as wearing face coverings over the nose and mouth wherever it is not feasible to maintain six feet of social distancing from another person not in the same household, but no person may be required by any jurisdiction to wear or to mandate the wearing of a face covering.
 - c. In providing or obtaining services, every person (including individuals, businesses, and other legal entities) is strongly encouraged to use good-faith efforts and available resources to follow the Texas Department of State Health Services (DSHS) health recommendations, found at www.dshs.texas.gov/coronavirus.
 - d. Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow guidance from the Texas Health and Human Services Commission (HHSC) regarding visitations, and should follow infection control policies and practices set forth by HHSC, including minimizing the movement of staff between facilities whenever possible.
 - e. Public schools may operate as provided by, and under the minimum standard health protocols found in, guidance issued by the Texas Education Agency. Private schools and institutions of higher education are encouraged to establish similar standards.
 - f. County and municipal jails should follow guidance from the Texas Commission on Jail Standards regarding visitations.
 - g. As stated above, business activities and legal proceedings are free to proceed without COVID-19-related limitations imposed by local governmental entities or officials. This paragraph number 3 supersedes any conflicting local order in response to the COVID-19 disaster, and all relevant laws are suspended to the extent necessary to preclude any such inconsistent local orders. Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any conflicting or inconsistent limitation by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.

FILED IN THE OFFICE OF THE SECRETARY OF STATE

3:150m O'CLOCK

- 4. To further ensure that no governmental entity can mandate masks, the following requirements shall continue to apply:
 - a. No governmental entity, including a county, city, school district, and public health authority, and no governmental official may require any person to wear a face covering or to mandate that another person wear a face covering; provided, however, that:
 - state supported living centers, government-owned hospitals, and government-operated hospitals may continue to use appropriate policies regarding the wearing of face coverings; and
 - ii. the Texas Department of Criminal Justice, the Texas Juvenile Justice Department, and any county and municipal jails acting consistent with guidance by the Texas Commission on Jail Standards may continue to use appropriate policies regarding the wearing of face coverings.
 - b. This paragraph number 4 shall supersede any face-covering requirement imposed by any local governmental entity or official, except as explicitly provided in subparagraph number 4.a. To the extent necessary to ensure that local governmental entities or officials do not impose any such face-covering requirements, I hereby suspend the following:
 - i. Sections 418.1015(b) and 418.108 of the Texas Government Code;
 - ii. Chapter 81, Subchapter E of the Texas Health and Safety Code:
 - iii. Chapters 121, 122, and 341 of the Texas Health and Safety Code;
 - iv. Chapter 54 of the Texas Local Government Code; and
 - v. Any other statute invoked by any local governmental entity or official in support of a face-covering requirement.

Pursuant to the legislature's command in Section 418.173 of the Texas Government Code and the State's emergency management plan, the imposition of any such face-covering requirement by a local governmental entity or official constitutes a "failure to comply with" this executive order that is subject to a fine up to \$1,000.

- Even though face coverings cannot be mandated by any governmental entity, that does not prevent individuals from wearing one if they choose.
- 5. To further ensure uniformity statewide:
 - a. This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts services allowed by this executive order or allows gatherings restricted by this executive order. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the

- COVID-19 disaster that are inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.
- b. Confinement in jail is not an available penalty for violating this executive order. To the extent any order issued by local officials in response to the COVID-19 disaster would allow confinement in jail as an available penalty for violating a COVID-19-related order, that order allowing confinement in jail is superseded, and I hereby suspend all relevant laws to the extent necessary to ensure that local officials do not confine people in jail for violating any executive order or local order issued in response to the COVID-19 disaster.

This executive order supersedes all pre-existing COVID-19-related executive orders and rescinds them in their entirety, except that it does not supersede or rescind Executive Orders GA-13 or GA-37. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 29th day of July, 2021.

appay

GREG ABBOTT Governor

ATTESTED BY:

Deputy Secretary of State



SPECIAL MEETING OF BOARD OF TRUSTEES, EL PASO INDEPENDENT SCHOOL DISTRICT AUGUST 17, 2021 1:30 PM EPISD ADMINISTRATION BUILDING 1014 NORTH STANTON STREET EL PASO, TEXAS

Announcement of Meeting/Agenda
As Directed Under the Provisions of the
Texas Open Meetings Act,
Texas Government Code, Chapter 551

If, during the course of the meeting covered by this Notice, the Board of Trustees should determine that a closed or executive meeting or session of the Board of Trustees is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., or Texas Government Code 418.183 (f), will be held by the School Board at the date, hour, and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the School Board may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act. Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes, actions, or decisions will be taken in open meeting.

Subject of Meeting

- 1. Call to Order
- Meeting to be Closed under Sections 551.071 and 551.074 of the Texas Government Code as follows:
 - A. Grievance Appeal Eduardo Lopez, Auto Shop Technician, Transportation; Pursuant to Texas Government Code Section 551.074
 - B. Consultation with Legal Counsel Concerning Legal Issues Relating To:
 - Interlocal Agreement for the Purpose of Participation and Intervention in Public Utility Commission of Texas (PUC) Proceeding PUC Docket No. 52195, SOAH Docket No. 473-21-2606, Application of El Paso Electric Company to Change Rates; Pursuant to Texas Government Code Section 551.071
 - Legal Options and Possible Litigation Regarding Executive Order by the Governor of the State of Texas GA-38 Relating to the Continued Response to the COVID-19 Disaster Issued on July 29, 2021; Pursuant to Texas Government Code Section 551.071
 - 3. Executive Search Services Agreement between El Paso Independent School District and Texas Association of School Boards, Inc.; Pursuant to Texas Government Code Section 551.071
 - C. Board/Chief Internal Auditor Conference to Include Performance Evaluation and Evaluation Instrument; Pursuant to Texas Government Code Sections 551.071 and 551.074
- 3. Discuss and Take Appropriate Action on Grievance Appeal Eduardo Lopez, Auto Shop Technician, Transportation (To allow the Board to take action if needed)
- 4. Discuss and Take Appropriate Action Related to Entering into an Interlocal Agreement for the Purpose of Participation and Intervention in Public Utility Commission of Texas (PUC) Proceeding, PUC Docket No. 52195, SOAH Docket No. 473-21-2606, Application of El Paso Electric Company to Change Rates
 - (To allow the Board to take action if needed)
- Discuss and Take Appropriate Action on Legal Options and Possible Litigation Regarding Executive Order by the Governor of the State of Texas GA-38 Relating to the Continued Response to the COVID-19 Disaster Issued on July 29, 2021
 - (To allow the Board to take action if needed)
- 6. Discuss and Take Appropriate Action Regarding Executive Search Services Agreement between El Paso Independent School District and Texas Association of School Boards, Inc.

(To allow the Board to take action if needed)

7.	Discuss and Take Appropriate Action on Board/Chief Internal Auditor Conference to Include Performance Evaluation and Evaluation Instrument
	(To allow the Board to take action if needed)

Adj	ournment
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,	e following week to take up any such unfinishe	s any untinished business, the meeting will be
Interim Superintendent		

The District conderms and prohibits discrimination, including harassment, against any employee on the basis of race, color, age, sex, religion, national origin, marital status, citizenship, military status, disability, genetic information, gender stereotyping and perceived sexuality, perceived or actual sexual orientation, gender identity or gender expression, or any other basis prohibited by law. Inquiries concerning the application of Title VI, VII, and IX, and Section 504 may be referred to the District Compliance Officer, Rosa Ramos, at (915) 230-2031; 504 inquiries regarding students may be referred to Kelly Ball at (915) 230-2856.



MEETING DATE: 8/17/2021 AGENDA ITEM NO.: 3. OPEN SESSION ITEMS - SBM

Board of Trustees Executive Summary of Board Agenda Item

TITLE:

Discuss and Take Appropriate Action on Grievance Appeal - Eduardo Lopez, Auto Shop Technician, Transportation

JUSTIFICATION STATEMENT:

(To allow the Board to take action if needed)

PURPOSE OF AGENDAITEM: Action

TO BE HELD IN: Open Session

TEXAS GOVERNMENT CODES:

AUTHORITY FOR ACTION: Legal/Local Policy

STAFF RESPONSIBLE: Rosa Ramos / Oscar Anchondo

DISTRICT IMPROVEMENT PLAN OBJECTIVE, GOAL OR NEED ADDRESSED:

SUMMARY:

ADMINISTRATIVE RECOMMENDATION/MOTION:

FUNDING SOURCE: ACCOUNT NO.:

FISCAL IMPACT AND COST:

- IMMEDIATE:
- FUTURE/ONGOING:

IMPACT ON OTHER FUNCTIONS/OPERATIONS:

CONSEQUENCES OF NON-APPROVAL:

IMPLEMENTATION TIMELINE:



MEETING DATE: 8/17/2021 AGENDA ITEM NO.: 4. OPEN SESSION ITEMS - SBM

Board of Trustees Executive Summary of Board Agenda Item

TITLE:

Discuss and Take Appropriate Action Related to Entering into an Interlocal Agreement for the Purpose of Participation and Intervention in Public Utility Commission of Texas (PUC) Proceeding, PUC Docket No. 52195, SOAH Docket No. 473-21-2606, Application of El Paso Electric Company to Change Rates

JUSTIFICATION STATEMENT:

(To allow the Board to take action if needed)

PURPOSE OF AGENDAITEM: Action

TO BE HELD IN: Open Session

TEXAS GOVERNMENT CODES:

AUTHORITY FOR ACTION: Legal/Local Policy

STAFF RESPONSIBLE: Cezy Collins, General Counsel

DISTRICT IMPROVEMENT PLAN OBJECTIVE, GOAL OR NEED ADDRESSED:

SUMMARY:

Legal counsel will provide information regarding the above-stated matter.

ADMINISTRATIVE RECOMMENDATION/MOTION:

Legal counsel will recommend action as needed.

FUNDING SOURCE: ACCOUNT NO.:

FISCAL IMPACT AND COST:

- IMMEDIATE:
- FUTURE/ONGOING:

IMPACT ON OTHER FUNCTIONS/OPERATIONS:

CONSEQUENCES OF NON-APPROVAL:

IMPLEMENTATION TIMELINE:



MEETING DATE: 8/17/2021 AGENDA ITEM NO.: 5. OPEN SESSION ITEMS - SBM

Board of Trustees Executive Summary of Board Agenda Item

TITLE:

Discuss and Take Appropriate Action on Legal Options and Possible Litigation Regarding Executive Order by the Governor of the State of Texas GA-38 Relating to the Continued Response to the COVID-19 Disaster Issued on July 29, 2021

JUSTIFICATION STATEMENT:

(To allow the Board to take action if needed)

PURPOSE OF AGENDAITEM: Action

TO BE HELD IN: Open Session

TEXAS GOVERNMENT CODES:

AUTHORITY FOR ACTION: Legal/Local Policy

STAFF RESPONSIBLE: Cezy Collins, General Counsel

DISTRICT IMPROVEMENT PLAN OBJECTIVE, GOAL OR NEED ADDRESSED:

SUMMARY:

Legal counsel will provide information regarding the above-stated matter.

ADMINISTRATIVE RECOMMENDATION/MOTION:

Legal counsel will recommend any action needed by the Board.

FUNDING SOURCE: ACCOUNT NO.:

FISCAL IMPACT AND COST:

- IMMEDIATE:
- FUTURE/ONGOING:

IMPACT ON OTHER FUNCTIONS/OPERATIONS:

CONSEQUENCES OF NON-APPROVAL:

IMPLEMENTATION TIMELINE:



MEETING DATE: 8/17/2021 AGENDA ITEM NO.: 6. OPEN SESSION ITEMS - SBM

Board of Trustees Executive Summary of Board Agenda Item

TITLE:

Discuss and Take Appropriate Action Regarding Executive Search Services Agreement between El Paso Independent School District and Texas Association of School Boards, Inc.

JUSTIFICATION STATEMENT:

(To allow the Board to take action if needed)

PURPOSE OF AGENDAITEM: Action

TO BE HELD IN: Open Session

TEXAS GOVERNMENT CODES:

AUTHORITY FOR ACTION: Legal/Local Policy

STAFF RESPONSIBLE: Cezy Collins, General Counsel

DISTRICT IMPROVEMENT PLAN OBJECTIVE, GOAL OR NEED ADDRESSED:

SUMMARY:

Legal counsel will provide information regarding the above-stated matter.

ADMINISTRATIVE RECOMMENDATION/MOTION:

Legal counsel will recommend any action needed by the Board.

FUNDING SOURCE: ACCOUNT NO.:

FISCAL IMPACT AND COST:

- IMMEDIATE:
- FUTURE/ONGOING:

IMPACT ON OTHER FUNCTIONS/OPERATIONS:

CONSEQUENCES OF NON-APPROVAL:

IMPLEMENTATION TIMELINE:



MEETING DATE: 8/17/2021 AGENDA ITEM NO.: 7. OPEN SESSION ITEMS - SBM

Board of Trustees Executive Summary of Board Agenda Item

TITLE:

Discuss and Take Appropriate Action on Board/Chief Internal Auditor Conference to Include Performance Evaluation and Evaluation Instrument

JUSTIFICATION STATEMENT:

(To allow the Board to take action if needed)

PURPOSE OF AGENDAITEM: Action

TO BE HELD IN: Open Session

TEXAS GOVERNMENT CODES:

AUTHORITY FOR ACTION: Other

STAFF RESPONSIBLE: Members of the Board of Trustees

DISTRICT IMPROVEMENT PLAN OBJECTIVE, GOAL OR NEED ADDRESSED:

SUMMARY:

ADMINISTRATIVE RECOMMENDATION/MOTION:

FUNDING SOURCE: ACCOUNT NO.:

FISCAL IMPACT AND COST:

• IMMEDIATE:

• FUTURE/ONGOING:

IMPACT ON OTHER FUNCTIONS/OPERATIONS:

CONSEQUENCES OF NON-APPROVAL:

IMPLEMENTATION TIMELINE:

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is Andrea Hartley; my birthdate is May 4, 1992; and my address is 4021

Volcanic Avenue, El Paso, TX 79904.

I declare under penalty of perjury that the following statements are true and correct.

1. I have a child who attends public school at: Park Elementary, in the El Paso ISD,

my children's names are R.G.H., nine years old and R.R.H. six years old.

2. I have experience with the way that my school's mask policy was enforced in the

past, including: ignoring the Texas State Governor, Greg Abbott's Executive Order No.

GA-38, which banned mask mandates.

3. The above-described policy or action is damaging to me and my child because: my

children have complained of trouble breathing with a mask over their mouth and nose in

class. This negative impact on their well-being is taking away from their educational and

learning experiences. Furthermore, this is causing stress for me as a parent.

4. My child's school is requiring face coverings of students although there is no

specification for the face covering. There are other parents who prefer a choice for their

children but are not informed because the school districts are withholding information

regarding choice and constitutional rights.

Executed in El Paso County, State of Texas on August 26, 2021

signed:

printed name:

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is <u>Joseph Madrid</u>; my birthdate is <u>January 4, 1991</u>; and my address is <u>2617</u>

Tierra Murcia, El Paso, Texas, 79938.

I declare under penalty of perjury that the following statements are true and correct.

1. I have a child who attends public school at: Sgt. Jose Carrasco, SISD, 4 years old,

Pre-K4, D.RM.

2. I have experience with the way that my school's mask policy was enforced in the

past, including: SISD website there is a pop up that states the SISD Board of Trustees

votes to comply with the City of El Paso Health Authority Order mandating masks in

indoor settings, masks required signs on all windows and door. Teachers and staff

reminding kids to wear their masks.

3. The above-described policy or action is damaging to me and my child because: My

daughters skin becomes irritated and dry where the mask is sitting, it is challenging for

her to breath and pay attention in class. It is also challenging for her to pick up on certain

verbal and non verbal cues since the mask is blocking the instructors face and those that

are around here.

4. My child's school is requiring face coverings of students although there is no

specification for the face covering.

Executed in El Paso County, State of Texas on September 7, 2021.

signed: Joseph Madrid

printed name: Joseph Madrid

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is <u>ALOFAGIA ONEY</u>; my birthdate is <u>July 28, 1982</u>; and my address is <u>13056</u> <u>CASTLE COURT, FORT BLISS, TX 79908.</u>

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have a child who attends public school at: El Paso Independent School District –

 Burges High School for my child F.O. (15 years old), Ross Middle School for my child

 B.O. (11 years old), and Milam Elementary for my child B.O.2 (5 years old).
- 2. I have experience with the way that my school's mask policy was enforced in the past, including: refusing to allow my child B.O.2 to attend kindergarten class and denying a written referral indicating B.O.2's violation; refusing my child F.O. to receive education by issuing In-School Suspension Aug. 23-25 and Aug. 27; refusing my child B.O. to receive education by issuing In-School Suspension Aug. 24-25 and Aug. 27.; threatening to place F.O. and B.O. in alternative school should the ISS continue for refusing to wear a mask.
- 3. The above-described policy or action is damaging to me and my child because: my children each have medical reasons as to why they cannot wear masks. F.O. and B.O. have both complained of massive migraines anytime they wear masks, as evident by their mask wearing in their private school last year. After a conversation with their teachers about it, their teachers were fine with F.O., B.O. and B.O.2 not wearing masks, and didn't strictly enforce it on the other students either. Upon learning of EPISD's decision to not

require masks and offer in-person learning five days a week, I made the decision to enroll all three of my children in public school (see Attachment 1-ONEY for email to current EPISD board president, Al Velarde, indicating his position on masks). After two weeks of in-person learning and loving their new schools and making friends, EPISD decided to implement this mask requirement in open defiance of the Texas governor's executive order, GA-38. Because F.O. and B.O. have decided not to wear masks, they have received derogatory marks in their student discipline report, namely in-school suspension. F.O.'s referral for in-school suspension lists Code 71-Dress Code/Unif - Violation of student code of conduct for reasons not defined in TEC Chapter 37. (see Attachment 2-ONEY for F.O.'s referrals). F.O. has been denied class instruction for executing a right secured by GA-38. Additionally, as while F.O. and one other student attended ISS for not complying with the mask mandate, countless other students were clothing that actually does violate the Burges High School dress code (which hasn't been updated since 2018) and did not receive disciplinary action. This was pointed out by my husband, Faatafuna Oney to the referring vice principal, Mr. Rodolfo Diaz. I have also made this discrimination abundantly clear to the acting principal, Ms. Kathryn McMillan, and received no response or justification. F.O. has missed a full week of classroom instruction, in addition to the opportunity to practice with the Burges golf team, of which F.O. is a member. B.O. has been denied the right to an education and placed in ISS for three days during the week of Aug. 23. (See Attachment 3-ONEY for B.O.'s referrals). B.O.'s first referral violation was also dress code. which again, states nothing about masks. B.O.'s

second and third violations were written up as Code 67 - Insubordination. (See Attachment 3-ONEY for referrals) On Aug. 25, I had a meeting with the principal, Mr. Yturralde, and assistant principal, Ms. Salguero, who threated alternative school for B.O. should B.O. continue to defy the mask policy. B.O. and two other students at Ross Middle School were the only ones in ISS for refusing to comply with the mask mandate, B.O. has also not been allowed to participate with the Ross volleyball team due to the ISS disciplinary action. B.O. is an excellent student and B.O.'s grades for participation have dropped. B.O.2 was denied the right to public school education because the principal, Mrs. Wanda Johnson, refused to allow B.O.2 into class without a mask. On Monday, Aug. 23, she made a concession that if B.O.2 could sit behind a partition, B.O.2 could remain in class without a mask. I agreed to that, only to learn B.O.2 was seated at the front of the room by the teacher away from peers, and was not able to interact with peers, participate in class activities away from the desk, and B.O.2 cried incessantly saying, "Mommy I hate the rectangle table. It makes me turn the color green because I am frustrated." After informing Ms. Johnson that I no longer consent to my child being segregated from peers by a partition, and that B.O.2 would not wear a mask, Ms. Johnson said B.O.2 would not be allowed in class. Additionally, because B.O.2 was not in class, Ms. Johnson could not issue the referral for discipline. I received nothing in writing indicating B.O.2's alleged infractions, and Ms. Johnson made it clear that she did not care about B.O.2 missing class. As B.O.2 was present Aug. 23-25 but not permitted to go to class, Ms. Johnson said B.O.2 would have unexcused absences. I have kept B.O.2 home from school from Aug. 25-27

and withdrew B.O.2 from EPISD effective Aug. 27. B.O.2 also has a speech delay which is helped with the assistance of verbal cues — meaning, B.O.2 looks at mouths when talking and listening. When B.O.2 cannot hear what is being said from behind a mask, or interpret body language or tone inflections, B.O.2 gets frustrated and does not communicate needs. As a five year old, B.O.2 is at the time of childhood where learning how to effectively communicate is important. Milam Elementary and Ms. Johnson have essentially denied B.O.2's ability to do so in an educational setting.

4. My child's school is requiring face coverings of students although there is no specification for the face covering. I have sent numerous emails to the EPISD board, superintendent, principals and teachers regarding this issue, with response only coming from Ms. McMillan, the Burges principal, indicated she is acting in accordance with the EPISD guidance on mask enforcement. On Aug. 27, I withdrew B.O.2 from Milam Elementary and re-enrolled in the private school B.O.2 attended last year because I have lost confidence in the principal, as well as the teacher. I do not trust they would keep B.O.2's best interest in mind in the event the EPISD mandate is overturned. Instead of walking to school given the distance from Milam to my house, I must now transport B.O.2 to and from private school since it does not offer transportation to or from inside the military installation. I must now resume paying for B.O.2's education when my child should receive it for free from the State of Texas public schools. In addition to my children's academic, emotional, psychological, mental and physical health, I, myself, have experienced both mental and financial trauma. In order to make phone calls, write

emails and transport F.O. and B.O. to school because they were not allowed on the bus, I had to take a leave of absence from work, resulting in the loss of thousdands of dollars. I have been mentally and emotionally traumatized trying to fight my children's rights, rights already upheld as lawful by the Texas Supreme Court.

Executed in EL PASO County, State of Texas on ENTER DATE, 2021.

signed:

printed name:

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is <u>Denise Prieve</u> my birthdate is <u>September 17, 1972</u>; and my address is <u>5199</u> Hunters Glenn El Paso TX 79932

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have a child who attends public school at: Don Haskins Pre-K-8 Public School
- 2. I have experience with the way that my school's mask policy was enforced in the past, including: sending my children to the principal's office, after I provided a letter opting out of the face mask mandate. The Principal, Mrs. Haidi Appel, stated that all I needed to do was provide a "note from any US doctor exempting the children from wearing a mask". I then received a phone call from the Assistant Principal that if I sent a doctor's note, the school would then start a 504 investigation to provide my child with a plan to go forward. Subsequently, my children were stressed out, nervous, and scared to go to school to be singled out for doing what I had told them to do. They begged me to take them out to homeschool them. I pulled them from the EPISD on August 23, 2021 due to this mask mandate. I homeschooled my children last year, as the virtual option did not work with my family's schedule. I would have never put them back into the EPISD had I been made aware that masks were going to be mandated once again.
- 3. The above-described policy or action is damaging to me and my child because:

 They are being denied their Constitutionally protected public education due to nothing on our part. This mask mandate has been banned via GA-38 and will be taken up on October

7th, 2021 by TX AG Paxton. My kids were very scared, nervous and stressed about possibly getting in trouble at school for not wearing a mask. I tried to explain to them that the district was in the wrong (and Mrs. Haidi Appel on the phone let me know that she assured my daughter that, "she [my 6th grade daughter] did nothing wrong. This is bigger than all of us and we [my children/family] are doing the right thing". I'm aware that the schools are being put in an untenable position with pressure from the union, school board and school district authorities.

4. My child's school is requiring face coverings of students although there is no specification for the face covering. This was not stated in any documentation that I signed when I completed online registration in May, 2021. Had I known that my children would have been subjected to this, there is no chance I would have put them back into public school.

Executed in El Paso County, State of Texas on September 16, 2021.

signed:__

printed name: Denise Prieve

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is Michelle Rechtien; my birthdate is July 25, 1972; and my address is 5724 Valley Maple Dr.

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have a child who attends public school at: Franklin High School, El Paso Independent School District, 17 year old male.
- 2. I have experience with the way that my school's mask policy has been enforced, including: The school board enforced a mask policy in which every attendee of the school whether teacher, student, or visitor, must cover their nose and mouth with a cloth or paper mask or face covering.
- 3. The above-described policy or action is damaging to me and my child because: They interrupted his education in order to force upon him a mask. When he refused and called me, his mother, they placed him into a locked isolation room, threatening in school suspension if he were to leave, for approximately 15 minutes. After he was let out of the room for the second meeting, they were unable to produce a document or physical justification that allowed them to lock him in a room alone during school hours, instead claiming that the district and dress code allowed them to do so. When followed up with questions about the location of the mask mandate in the dress code, the administrators were once again unable to provide the policy that allowed them to mandate masks in school, instead claiming that GA-38 was overturned by the courts and thus, masks could

be mandated by the school board. During the second recorded meeting, disciplinary measures such as in school suspension, out of school detention and alternative education programs were mentioned, as well as behavioral referrals and insubordination by the school for failure to comply. He was withdrawn from school shortly thereafter seeking early college admission, on account of the intimidation tactics, fear mongering, abuse, and bullying that suddenly became common place in policy enforcement.

By signing this declaration, I am giving permission for it to be used in litigation concerning masks in any Texas case.

Executed in Tarrant County, State of Texas on 30 Aug, 2021

ioned Malifa

printed name: Michelle Rechtsen

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is <u>Jessica Lizette Rodriguez</u>; my birth date is November 19, 1988; and my address is 4835 Sierra Madre Drive, El Paso, TX 79904.

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have a child who attends public school at: Sunrise Mountain Elementary in <u>El</u>

 <u>Paso Independent School District. E. R. B. and E. B. B.</u>
- 2. I have experience with the way that my school's mask policy was enforced in the past, including: Referral write ups without reasonable misconduct according to the Student Code of Conduct, in school suspension causing isolation from peers and teachers without reasonable misconduct according to the Student Code of Conduct and threats of suspension and expulsion for both 2nd grade child and 4th grade child from Principal Terry Montes and Assistant Principal Guillermo Ramirez of Sunrise Mountain Elementary, EPISD.
- 3. The above-described policy or action is damaging to me and my children because: I am being stripped away of my rights as a parent to make medical and health decisions for my children and my children are being stripped away of their birth right to breathe fresh air and of their constitutional rights for free education. We have been and are still being harassed with punishments for my children, threatened to get suspended or expelled and stressed every day because my kids just want to go to school without worrying about getting kicked out because they wish to breathe properly, comfortably and healthy. My children are very bright and respectful and the proof is in the

statements from the assistant principal on the referral write ups. My son has told me that he is worried every day that they will take him out of class, isolate him and put him in ISS (in school suspension). My daughter worries daily that she will not be allowed back in school on the following day. My children are not and have never been disruptive in class, have never misbehaved or have ever been disrespectful to anyone in any way, shape or form and for them to be harassed and punished is unjust! I provided the school with documents which specifically state not to offer my children facial coverings but every day they attend school, the administrators offer a mask twice a day and my kids kindly decline. These intimidation tactics cause my kids anxiety and fear every day that they will be isolated or removed from class and school.

4. My child's school is requiring face coverings of students although there is no specification for the face covering. Today, August 26th, 2021, as I was picking up my children from school @ 3:25, I met with the assistant principal Guillermo Ramirez just outside in the pick up area to be handed the written up referrals for my children again, not because they misbehaved in class or because they were disrespectful or because they were being disruptive, rude or worse, but because they did not have a face mask on. After Mr. Ramirez handed me the papers, I continued to walk to pick up my kids in the pick up area only to hear Mr. Ramirez, the assistant principal, say "You wont even have them wear the mask like this?", as he removed his mask and placed it right under his chin. My understanding of the assistant principals comments is that they are more concerned about compliance rather than health and safety.

Executed in El Paso County, State of Texas on August 26, 2021.

signed.

printed name Jessica

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is William C. Roll Jr; my birthdate is July 13, 1963; and my address is 5730 Kingsfield Ave, El Paso, TX 79912

I declare under penalty of perjury that the following statements are true and correct.

- I have a child who attends public school at: <u>Hornedo Middle School in El Paso</u>
 Independent School District. My son is a 13 year old in the 8th grade.
- I have experience with the way that my school's mask policy was enforced in the
 past, including: making my son wear a mask through a newly imposed dress code that is
 being used to try to circumvent the Texas Governors no mask mandate.
- 3. The above-described policy or action is damaging to me and my child because: he has been diagnosed at a young age with Sensory Processing Disorder (SPD) and by wearing his mask it has not allowed him to completely focus on his schoolwork. His school performance has been significantly lower than his historical average since wearing a mask. He also complains of trouble breathing and skin irritations. He has been written up and sent to detention for not wearing his masks properly despite telling his teachers and administration of his challenges.
- 4. My child's school is requiring face coverings of students although there is no specification for the face covering. The OSHA scientific data clearly demonstrates that masks not of N-95 variety proved little to no value in hindering a virus and reduce oxygen levels up to 20%. The regulations for the medical clearance and fit for the N-95 masks

can be reviewed at www.osha.gov under 29 CFR 1910.134. The dress code which is being enforced is non-descript in the type of masks that must be worn which further proves that this mandate is not about the childrens health. It fails to take into account the mental well-being and personal communications skills that are so vitally important to a person's success that are being developed during these critical years.

Executed in El Pass County, State of Texas on September 1, 2021.

signed:

printed name: William C Rollan

Declaration of Melanie F. Webb, PsyD

My name is Melanie F. Webb, PsyD. My date of birth is June 14, 1969. My business address is 985 IH 10, North, Ste. 110G, Beaumont, TX 77706. I declare under penalty of perjury that the following statements are true and correct:

- 1. My name is Melanie F. Webb, PsyD. I am a clinical psychologist specializing in forensic practice and licensed to practice by the Texas State Board of Examiners of Psychologists. I am a multigenerational native Texan, born and raised in the Beaumont area and graduated from Lumberton High School in 1987. I have been practicing since 2004, when I received my Doctor of Psychology from the Colorado School of Professional Psychology.
- 2. I am currently in private practice in Beaumont. Prior to opening my practice, I served for four years as a staff psychologist for the Texas Department of Public Safety in Austin. I also served as Psychological Services Manager for Tarrant County Juvenile Probation Department Chief Psychologist of the Adult Psychiatric Unit of the Austin State Hospital, and the Clinical Director of the Corsicana Stabilization of the Texas Youth Commission. I have performed more than a thousand forensic evaluations and assisted in hundreds of juvenile procedures as well as worked with many children and adolescents in therapy.
- 3. I am writing this declaration to share my professional opinions regarding the use of face coverings in schools by school-age children and their negative impact on children.
- 4. At the beginning of the COVID-19 era, the short-term use of masks to "flatten the curve" and "take the pressure off frontline healthcare workers" did not pose a significant risk or damage. However, in the last year, the protracted use of masks has been disastrous for the mental health of children.
- 5. The proper socialization of children in school settings requires open communication between teachers and students. Use of face coverings has an isolating effect between humans who communicate non-verbally with their facial expressions, which acts to confirm the attitude and tone given by oral communications and other physical signals. For example, a teacher who is smiling at a student from many yards away gives a sense of welcome and security to a shy child who may be struggling to fit in. That smile and other signals that human communication employs routinely is eliminated in a mask setting. The natural impact of face coverings is to therefore raise uncertainty

- between students and teachers, as well as eliminating the natural lip-reading that all humans do when confirming what they are hearing.
- 6. In addition to the risks for decreased socialization of children, masks are likely to either cause emotional distress resulting in anxiety and/or depression or they will exacerbate symptoms of a pre-existing mental health condition. This occurs, in part, due to the negative impact on the socialization aspect of school, but simply feeling as though one's breathing is restricted, in and of itself, can trigger anxiety attacks as well as post-traumatic stress response in any child who has experience certain types of trauma.
- 7. The impact of face coverings in school-age children over the COVID era has been a factor in the increased negative indicators for children. Childhood suicide and depression has skyrocketed in the last two years, as well as anxiety and stunted social and language development.

Executed in Jefferson County, State of Texas on September 20, 2021.

Melanie F. Webb, PsyD

Declaration of Dr. Angelina Farella

My name is Dr. Angelina Farella. My date of birth is August 5th, 1969. My business address is 425 Henrietta St, Webster, TX 77598, in Harris County, Texas.

I declare under penalty of perjury that the following statements are true and correct:

- 1. I am a board-certified pediatrician and have been practicing in this area for more than 25 years. I am a member of multiple professional medical associations, including the Harris County Medical Society, American Academy of Physicians and Surgeons, and and Texas Medical Association.
- 2. I operate my practice in Webster, Texas, known as "A Brighter Tomorrow Pediatrics" and have been honored as a Leader in Healthcare, receiving a "Doctor of Excellence Award in 2014, represented the Texas Medical Association as a delegate since 2015, and have previously served as the Chief Pediatric Resident at University of Texas Medical Branch, Galveston, TX.
- 3. I have treated hundreds of COVID-19 patients. My experience reflects the collected statistics that children have a 99.997% survivability rate. That is before any active treatment. There exists no accurate study that indicates children materially spreads the virus.
- 4. In my practice, I have become experienced and knowledgeable about strategies to prevent COVID-19, including face coverings by children, and spoken publicly on this issue multiple times, including testimony to the Texas Senate.
- 5. Mask usage is not necessary for children. It is well-known that Sweden has more than a million school-age minors, but the school system employed mild social distancing and no masks, and had zero deaths from COVID-19. A good synopsis regarding this experience was printed in the New England Journal of Medicine on January 6, 2021, titled "Open Schools, Covid-19 and Child and Teacher Morbidity in Sweden," which includes this summary:
 - "Despite Sweden's having kept schools and preschools open, researchers have found a low incidence of severe Covid-19 among schoolchildren and children of preschool age during the SARS-CoV-2 pandemic...No child with Covid-19 died...Among the 1,951,905 million children who were 1 to 16 years of age, 15 children had Covid-19, MIS-C, or both conditions and were admitted to an ICU, which is equal to 1 child in 130,000."
- 6. I am aware that medically fragile children exist and are particularly vulnerable to COVID-19. However, these children are just as likely to be damaged by the common flu, which for minors is more lethal.

¹ Open Schools, Covid-19, and Child and Teacher Morbidity in Sweden, N Engl J Med 2021; 384:669-671 DOI: 10.1056/NEJMc2026670, https://www.nejm.org/doi/full/10.1056/NEJMc2026670 (checked Aug. 25, 2021).

- 7. Continuous and ongoing mask use with children is damaging to the health of children, increasing the carbon dioxide intake far beyond the usual 400 ppm one might experience unmasked in the open; one study collected results showing the incoming air inhaled by masked children to be 6000 ppm to 25000 ppm carbon dioxide.²
- 8. Mask use by children has resulted in many increased physical issues, including fatigue and impaired learning, but also sociological damage. The impact of isolation due to masking is part of the increased mental health issues including anxiety, eating disorders, depression and suicide in children during the COVID-19 era.

Executed in Harris County, State of Texas on September 21, 2021.

Angelina Farella, MD

² Walach H, Weikl R, Prentice J, et al. Experimental Assessment of Carbon Dioxide Content in Inhaled Air With or Without Face Masks in Healthy Children: A Randomized Clinical Trial. *JAMA Pediatr*. Published online June 30, 2021. doi:10.1001/jamapediatrics.2021.2659 (last checked August 12, 2021).

Declaration of Peter McCullough, M.D., M.P.H.

My name is Peter McCullough. My date of birth is December 29, 1962. My business address is 5231 Richard, Dallas, TX 75206, in Dallas County, Texas. I declare under penalty of perjury that the following statements are true and correct:

- 1. After receiving a bachelor's degree from Baylor University, I completed my medical degree as an Alpha Omega Alpha graduate from the University of Texas Southwestern Medical School in Dallas. I went on to complete my internal medicine residency at the University of Washington in Seattle, a cardiology fellowship including service as Chief Fellow at William Beaumont Hospital, and a master's degree in public health in the field of epidemiology at the University of Michigan. My full curriculum vitae is attached as Exhibit A.
- I am board-certified in internal medicine and cardiovascular disease and hold an additional certification in clinical lipidology, and previously echocardiography. I participate in the maintenance of certification programs by the American Board of Internal Medicine for both Internal Medicine and Cardiovascular Diseases. I am on the medical staff at Baylor University Medical Center and Baylor Jack and Jane Hamilton Heart and Vascular Hospital, in Dallas, Texas. I am also on staff at Baylor Heart and Vascular Institute, which promotes cardiovascular research and education. I practice internal medicine and clinical cardiology as well as teach, conduct research, and I am an active scholar in medicine with roles as an author, editor-in-chief of two peer-reviewed journals, editorialist, and reviewer at dozens of major medical journals and textbooks.
- 3. I have led clinical, education, research, and program operations at major academic centers (Henry Ford Hospital, Oakland University William Beaumont School of Medicine) as well as academically oriented community health systems. I spearheaded the clinical development of in vitro natriuretic peptide and neutrophil gelatinase associated lipocalin assays in diagnosis,

prognosis, and management of heart and kidney disease now used worldwide. I also led the first clinical study demonstrating the relationship between severity of acute kidney injury and mortality after myocardial infarction. I have contributed to the understanding of the epidemiology of chronic heart and kidney disease through many manuscripts from the Kidney Early Evaluation Program Annual Data Report published in the American Journal of Kidney Disease and participated in clinical trial design and execution in cardiorenal applications of acute kidney injury, hypertension, acute coronary syndromes, heart failure, and chronic cardiorenal syndromes. I participated in event adjudication (involved attribution of cause of death) in trials of acute coronary syndromes, chronic kidney disease, heart failure, and data safety and monitoring of antidiabetic agents, renal therapeutics, hematology products, and gastrointestinal treatments. I have served as the chairman or as a member of over 20 randomized trials of drugs, devices, and clinical strategies. Sponsors have included pharmaceutical manufacturers, biotechnology companies, and the National Institutes of Health.

4. I frequently lecture and advise on internal medicine, nephrology, and cardiology to leading institutions worldwide. I am recognized by my peers for my work on the role of chronic kidney disease as a cardiovascular risk state. I have over 1,000 related scientific publications, including the "Interface between Renal Disease and Cardiovascular Illness" in Braunwald's Heart Disease Textbook. My works have appeared in the New England Journal of Medicine, Journal of the American Medical Association, and other top-tier journals worldwide. I am a senior associate editor of the American Journal of Cardiology. I have testified before the U.S. Senate Committee on Homeland Security and Governmental Affairs, the U.S. Food and Drug Administration Cardiorenal Advisory Panel and its U.S. Congressional Oversight Committee, The New

Hampshire Senate, the Colorado House of Commons, and the Texas Senate Committee on Health and Human Services.

- 5. I am a Fellow of the American College of Cardiology, the American Heart Association, the American College of Physicians, the American College of Chest Physicians, the National Lipid Association, the Cardiorenal Society of America, and the National Kidney Foundation. I am also a Diplomate of the American Board of Clinical Lipidology.
- 6. In 2013, I was honored with the International Vicenza Award for Critical Care Nephrology for my contribution and dedication to the emerging problem of cardiorenal syndromes. I am a founding member of Cardiorenal Society of America, an organization dedicated to bringing together cardiologists and nephrologists and engage in research, improved quality of care, and community outreach to patients with both heart and kidney disease.¹
- 7. I am the current President of the Cardiorenal Society of America, an expert organization dedicated to advancing research and clinical care for patients who have combined heart and kidney disease. I am the Editor-in-Chief of Cardiorenal Medicine, a primary research journal listed by the National Library of Medicine which is the only publication with a primary focus on research concerning patients with combined heart and kidney disease. Finally, I am the Editor-in-Chief of Reviews in Cardiovascular Medicine, a widely read journal that publishes reviews on contemporary topics in cardiology and is also listed by the National Library of Medicine.
- 8. My appended curriculum vitae further demonstrates my academic and scientific achievements and provides a list of publications authored by me in the past 30 years.
- 9. Since the outset of the pandemic, I have been a leader in the medical response to the COVID-19 disaster and have published "Pathophysiological Basis and Rationale for Early

¹ http://www.cardiorenalsociety.org/

Outpatient Treatment of SARS-CoV-2 (COVID-19) Infection," the first synthesis of sequenced multidrug treatment of ambulatory patients infected with SARS-CoV-2 in the American Journal of Medicine and updated in Reviews in Cardiovascular Medicine.² I have 45 peer-reviewed publications on the COVID-19 infection cited in the National Library of Medicine. Through a window to public policymakers, I have contributed extensively on issues surrounding the COVID-19 crisis in a series of OPED's for The Hill in 2020. I testified on the SARS-CoV-2 outbreak in the U.S. Senate Committee on Homeland Security and Governmental Affairs on November 19, 2020. I testified on lessons learned from the pandemic response in the Texas Senate Committee on Health and Human Services on March 10, 2021, and on early treatment of COVID-19 at the Colorado General Assembly on March 31, 2021. Additionally, I testified in the New Hampshire Senate on legislation concerning the investigational COVID-19 vaccine on April 14, 2020. My expertise on the SARS-CoV-2 infection and COVID-19 syndrome, like that of infectious disease specialists, is approximately 18 months old with the review of hundreds of manuscripts and with the care of many patients with acute COVID-19, post-COVID-19 long-hauler syndromes, and COVID-19 vaccine injury syndromes including neurologic damage, myocarditis, and a variety of other internal medicine problems that have occurred after the mRNA and adenoviral DNA

² McCullough PA, Kelly RJ, Ruocco G, Lerma E, Tumlin J, Wheelan KR, Katz N, Lepor NE, Vijay K, Carter H, Singh, B, McCullough SP, Bhambi BK, Palazzuoli A, De Ferrari GM, Milligan GP, Safder T, Tecson KM, Wang DD, McKinnon JE, O'Neill WW, Zervos M, Risch HA. Pathophysiological Basis and Rationale for Early Outpatient Treatment of SARS-CoV-2 (COVID-19) Infection. Am J Med. 2021 Jan:134(1):16-22. 10.1016/j.amjmed.2020.07.003. Epub 2020 Aug 7. PMID: 32771461; PMCID: PMC7410805 available at https://pubmed.ncbi.nlm.nih.gov/32771461/; McCullough PA, Alexander PE, Armstrong R, Arvinte C, Bain AF, Bartlett RP, Berkowitz RL, Berry AC, Borody TJ, Brewer JH, Brufsky AM, Clarke T, Derwand R, Eck A, Eck J, Eisner RA, Fareed GC, Farella A, Fonseca SNS, Geyer CE Jr, Gonnering RS, Graves KE, Gross KBV, Hazan S, Held KS, Hight HT, Immanuel S, Jacobs MM, Ladapo JA, Lee LH, Littell J, Lozano I, Mangat HS, Marble B, McKinnon JE, Merritt LD, Orient JM, Oskoui R, Pompan DC, Procter BC, Prodromos C, Rajter JC, Rajter JJ, Ram CVS, Rios SS, Risch HA, Robb MJA, Rutherford M, Scholz M, Singleton MM, Tumlin JA, Tyson BM, Urso RG, Victory K, Vliet EL, Wax CM, Wolkoff AG, Wooll V, Zelenko V. Multifaceted highly targeted sequential multidrug treatment of early ambulatory high- risk SARS-CoV-2 infection (COVID-19). Rev Cardiovasc Med. 2020 Dec 30;21(4):517 doi: 10.31083/j.rcm.2020.04.264. PMID: 33387997 available at https://pubmed.ncbi.nlm.nih.gov/33387997/ (checked August 25, 2021).

COVID-19 vaccines. I have formed my opinions in close communications with many clinicians around the world based on in part our collective clinical experience with acute and convalescent COVID-19 cases as well as closely following the preprint and published literature on the outbreak. I have specifically reviewed key published rare cases and reports concerning the possible recurrence of SARS-CoV-2 in patients who have survived an initial episode of COVID-19 illness.

10. My compensation rates are as follows: I am working on this case Pro Bono.

As to my expert opinion:

Methodologies and Analysis of COVID-19 Generally

- 11. We are currently in the "Delta" outbreak where the US CDC has indicated that 83% of all cases of COVID-19 by sequencing analysis is attributed to this form of SARS-CoV-2. (www.cdc.gov)
- 12. Further, according to my research, herd immunity is calculated by a specific formula, as follows: $((CC*6) + V + (.15*P)) \div P = HIN$.

CC= COVID-19 cases in the state

6= the current CDC multiplier³

V= number of vaccinated in the state

15% = the number of people in a given state that will not get COVID-19

P=Population of a state

HIN=Herd Immunity Totals

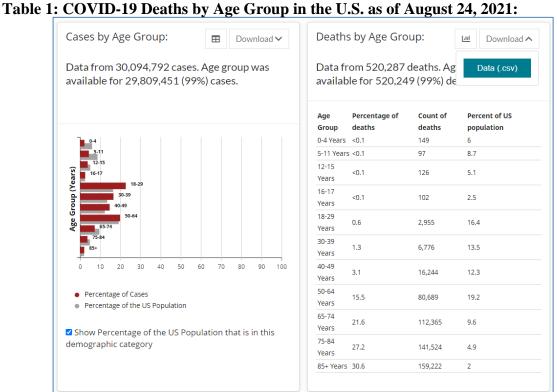
By this method of calculation, the United States has achieved herd immunity, meaning that the total of this calculation exceeds 100%. As vaccines continue to fail, we can expect cases of COVID-19 and the meaning of herd immunity applies to spread. Despite expected incidents and prevalent cases, my opinion is that this spread will be minimized and there will be no more large outbreak curves as the country experienced in November through early January before the advent

³ Centers for Disease Control and Prevention, Estimated Disease Burden of COVID-19 (May 19, 2021), https://www.cdc.gov/coronavirus/2019-ncov/cases-updates/burden.html

of widely deployed early treatment protocols. Because the randomized trials of all COVID-19 vaccines revealed < 1% absolute risk reductions, and the recent observation of widespread failure of COVID-19 vaccines in countries such as Israel which has a substantial population vaccinated early the pandemic, we can expect more vaccine failures in the United States and no fundamental impact of mass vaccination on the epidemic curves.

Children and Adolescents and COVID-19

13. In addition, in my expert medical opinion and as Table 1 below shows, there is little to no risk for serious injury or hospitalization for COVID-19 among children and adolescents.



Source: https://covid.cdc.gov/covid-data-tracker/#demographics (checked Aug. 25, 2021).

14. Further, the CDC has released charts depicting the risks by age, as shown below.

Risk for COVID-19 Infection, Hospitalization, and Death By Age Group

Updated July 19, 2021 Print

Rate ratios compared to 18- to 29-year-olds¹

	0-4 years old	5-17 years old	18-29 years old	30-39 years old	40-49 years old	50-64 years old	65-74 years old	75-84 years old	85+ years old
Cases ²	<1x	1x	Reference group	1x	1x	1x	1x	1x	1x
Hospitalization ³	<1x	<1x	Reference group	2x	2x	4x	6x	9x	15x
Death ⁴	<1x	<1x	Reference group	4x	10x	35x	95x	230x	600x

All rates are relative to the 18- to 29-year-old age category. This group was selected as the reference group because it has accounted for the largest cumulative number of COVID-19 cases compared to other age groups. Sample interpretation: Compared with 18- to 29-year-olds, the rate of death is four times higher in 30- to 39-year-olds, and 600 times higher in those who are 85 years and older. (In the table, a rate of 1x indicates no difference compared to the 18- to 29-year-old age category.)

Table 2: COVID-19 Rate Ratios by Age

Source: https://www.cdc.gov/coronavirus/2019-ncov/covid-data/investigations-discovery/hospitalization-death-by-age.html (last checked August 25, 2021).

- 15. COVID-19 becomes gradually more fatal with age. As the table above shows, the risk to children is negligible for children and adolescents respective to adults. In comparison to minors, the virus is four times as fatal as those in their 30s, ten times to those in their 40s, etc. COVID-19 is 600 times more fatal to those 85 years of age or older. *See Table 2*.
- 16. 15. In my expert medical opinion, the epidemic spread of COVID-19, like all respiratory viruses, notably influenza,⁴ is driven by symptomatic persons; asymptomatic spread is inconsequential.

⁴ Eleni Patrozou & Leonard A. Mermel, *Does Influenza Transmission Occur from Asymptomatic Infection or Prior to Symptom Onset?*, 124 Pub. Health Rep. 193 (2009).

- 17. A meta-analysis of contact tracing studies in The Journal of the American Medical Association showed asymptomatic COVID-19 spread was negligible at 0.7%.⁵
- 18. Accordingly, a rational and ethical prevention measure to reduce the spread of COVID-19 is a simple requirement, as part of formal policies, that persons with active symptomatic, febrile (feverish) respiratory illnesses, like COVID-19, should isolate themselves. Indeed, during the H1N1 influenza, a pandemic, fully open, unmasked college campuses were advised by federal health officials, "Flu-stricken college students should stay out of circulation" and "if they can't avoid contact they need to wear surgical masks."
- 19. Further, young people are not the spreaders of the virus to the community. A recent study from Dr. Arnold and colleagues that reported the results of a longitudinal serosurvey (blood sampling) of community residents in Centre County, Pennsylvania, home to Pennsylvania State University, University Park campus. That study includes the conclusion, "Despite high seroprevalence observed within the student population, seroprevalence in a longitudinal cohort of community residents was low and stable from before student arrival for the Fall 2020 term to after student departure, implying limited transmission between these cohorts. ⁷
- 20. Children and adolescents face little chance of actually catching COVID-19 or developing severe symptoms if it occurs and a negligible chance of spreading it to the greater community.

Connie J Rogers, Margeaux M Schade, Suresh V Kuchipudi, Vivek Kapur, Andrew Read, Matthew J Ferrari, SARS-CoV-2 Seroprevalence in a University Community: A Longitudinal Study of the Impact of Student Return to Campus on Infection Risk Among Community Members, medRXiv (Feb. 19, 2021), available at https://pubmed.ncbi.nlm.nih.gov/33619497/ (last visited June 20, 2021).

⁵ Zachary J. Madewell, Ph.D.; Yang Yang, Ph.D.; Ira M. Longini Jr, Ph.D.; M. Elizabeth Halloran, MD, DSc; Natalie E. Dean, Ph.D., Household Transmission of SARS-CoV-2: A Systematic Review and Meta-analysis, JAMA Network Open. https://jamanetwork.com/journals/jamanetworkopen/fullarticle/2774102 (checked June 20, 2021). Great Falls Tribune, *Advice: Flu-stricken college students should stay out of circulation, *August 21, 2009, page 5, section A. https://www.newspapers.com/image/243611045 (checked August 25, 2021, behind pay wall).

⁷ See Callum R K Arnold, Sreenidhi Srinivasan, Catherine M Herzog, Abhinay Gontu, Nita Bharti, Meg Small, *Meg Small,

Advances in COVID-19 Treatments

21. Even if young people contract the virus, the treatment of the infection has improved tremendously since the advent of COVID-19. Studies have shown several different treatment methods, which have proven effective. A combination of medications, supported by the Association of American Physicians and Surgeons, for a minimum of five days and acutely administered supplements used for the initial ambulatory patient with suspected and or confirmed COVID-19 (moderate or greater probability) has proven effective, with the results summarized in Table 3 below.⁸ This approach has resulted in an ~85% reduction in hospitalization and death in high-risk individuals presenting with COVID-19.⁹

Table 3: COVID-19 Treatments

Agent (drug)	Rationale
Zinc	Inhibits SARS-CoV-2 RNA synthesis
Hydroxychloroquine 200 mg po bid	Inhibits endosomal transfer of virions, anti-inflammatory
Ivermectin (200 mcg/kg) usual dose	Attenuates importin á/â-mediated
nuclear12 mg po qd x 3 days	transport of SARS-CoV-2 into
nucleus	
Azithromycin 250 mg po bid	Covers respiratory bacterial
	pathogens insecondary infection
Doxycycline 100 mg po bid	Covers respiratory bacterial
	pathogens in secondary infection
Inhaled budesonide, Dexamethasone 8 mg IM	Treats cytokine storm
Folate, thiamine, vitamin B-12	Reduce tissue oxidative stress
Intravenous fluid	Intravascular volume expansion

⁸ Brian C Procter, Casey Ross, Vanessa Pickard, Erica Smith, Cortney Hanson, Peter A McCullough, *Clinical outcomes after early ambulatory multidrug therapy for high-risk SARS-CoV-2 (COVID-19) infection*, Reviews in Cardiovascular Medicine (December 30, 2021), available at https://rcm.imrpress.com/EN/10.31083/j.rcm.2020.04.260 (last visited June 26, 2021).

⁹ Procter, MD, B. C., APRN, FNP-C, C. R. M., PA-C, MPAS, V. P., PA-C, MPAS, E. S., PA-C, MPAS, C. H., & McCullough, MD, MPH, P. A. (2021). Early Ambulatory Multidrug Therapy Reduces Hospitalization and Death in High-Risk Patients with SARS-CoV-2 (COVID-19). International Journal of Innovative Research in Medical Science, 6(03), 219 - 221. https://doi.org/10.23958/ijirms/vol06-i03/1100 (last visited August 25, 2021).

- 22. I, along with my colleagues, conducted the study referenced above, which evaluated patients between the ages of 12 and 89 years. The average age was 50.5 and 61.6% were women. The study found that primary care physicians can treat COVID-19 patients resulting in rates of hospitalization and death. The study showed that administration of the medicines and supplements shown in Table 3 produces a less than 2% chance of facing hospitalization or death among high-risk adults (age over 50 with medical problems). As this study was done with mainly higher-risk patients at the peak of the pandemic, this is a highly successful treatment plan and just one of the many new treatments that have been used in the last year including those admitted for COVID-19 which are covered in the NIH COVID-19 Guidelines.¹⁰
- 23. Treatment has improved so drastically for COVID-19 that according to the CDC AH Provisional COVID-19 Death Counts by Age, there were no deaths in Colorado for the 0-17 age group in 2020 or 2021. This is evidence of less virulent strains of SARS-CoV-2 and better treatment and less risk for students and a generally lowered virulence for the SARS-CoV-2 strains as the pandemic progresses over time.
- 24. In my expert medical opinion, the combination of lowering COVID-19 rates, achievement of herd immunity, the low risk of hospitalization and death among children, and the drastically improved treatment options make the Emergency Use Authorization for the investigational COVID-19 vaccine sponsored by the US FDA and CDC, unreasonable from a scientific and medical perspective.

¹⁰ *Id.*; see also National Institutes of Health, *Therapeutic Management of Adults With COVID-19* (Updated May 24, 2021), https://www.COVID-1919treatmentguidelines.nih.gov/management/therapeutic-management/ (last visited June 21, 2021).

COVID-19 Vaccine Research and Development

- 25. The recent FDA August 23, 2021, continuation of the EUA for Pfizer and the conditional approval of the BNT vaccine gives me no comfort; the process was not conducted properly. Pfizer-BNT conducted a registrational clinical trial which was randomized, double-blind, placebocontrolled among 2260 adolescents age 12-15 years of age and the trial did not demonstrate a clinically meaningful benefit in COVID-19 outcomes nor did it have any reported impact on child to family or child to teacher spread of the virus. 11 Among 1132 who received the Pfizer BNT162b2 vaccine, the prevention of 18 cases of mild COVD-19 was observed, and there were no cases of severe disease, hospitalizations, or deaths in either group. Approximately 80% and 60% of subjects had local and systemic reactions to the vaccine including pain at the injection site, fatigue, fever, and chills. Approximately 37% of adolescents required medication to control fever with the injections. It is my opinion that the prevention of mild viral upper respiratory-like infections, of which adolescents that age may have four or more times per year is not worth the risks to the body after an adolescent is injected with one of the COVID-19 vaccines. The conditional approval of BNT is for persons 16 years of age and older, thus there is overlap for the safety concerns seen in younger individuals.
- 26. The COVID-19 genetic vaccines (Pfizer, Moderna, J&J) skipped testing for genotoxicity, mutagenicity, teratogenicity, and oncogenicity. Thus, we do not know whether these products will change human genetic material, cause birth defects, reduce fertility, or cause cancer.

¹¹ (Frenck RW Jr, Klein NP, Kitchin N, Gurtman A, Absalon J, Lockhart S, Perez JL, Walter EB, Senders S, Bailey R, Swanson KA, Ma H, Xu X, Koury K, Kalina WV, Cooper D, Jennings T, Brandon DM, Thomas SJ, Türeci Ö, Tresnan DB, Mather S, Dormitzer PR, Şahin U, Jansen KU, Gruber WC; C4591001 Clinical Trial Group. Safety, Immunogenicity, and Efficacy of the BNT162b2 Covid-19 Vaccine in Adolescents. N Engl J Med. 2021 Jul 15;385(3):239-250. doi: 10.1056/NEJMoa2107456. Epub 2021 May 27. PMID: 34043894; PMCID: PMC8174030.)

- 27. The Pfizer, Moderna, and JNJ vaccines are considered "genetic vaccines" or vaccines produced from gene therapy molecular platforms which according to US FDA regulatory guidance are classified as gene delivery therapies and should be under a 15-year regulatory cycle with annual visits for safety evaluation by the research sponsors.¹²
- 28. FDA has "advised sponsors to observe subjects for delayed adverse events for as long as 15 years following exposure to the investigational gene therapy product, specifying that the long-term follow-up observation should include a minimum of five years of annual examinations, followed by ten years of annual queries of study subjects, either in person or by questionnaire." (*emphasis added*) Thus, the administration of the Moderna, Pfizer, and JNJ vaccines should not be undertaken without the proper consent and arrangements for long-term follow-up which are currently not offered in the US. (*See*, EUA briefing documents for commitments as to follow up: Moderna¹³, Pfizer¹⁴, J&J¹⁵)
- 29. They have a dangerous mechanism of action in that they all cause the body to make an uncontrolled quantity of the pathogenic wild-type spike protein from the SARS-CoV-2 virus for at least two weeks probably a longer period based on the late emergence of vaccine injury reports. This is unlike all other vaccines where there is a set amount of antigen or live-attenuated virus. This means for Pfizer, Moderna, and J&J vaccines it is not predictable among patients who will produce more or less of the spike protein. The Pfizer, Moderna, and JNJ vaccines because they are different, are expected to produce different libraries of limited antibodies to the now extinct wild-type spike protein. We know the spike protein produced by the vaccines is obsolete because the

¹² Long Term Follow-up After Administration of Human Gene Therapy Products. Guidance for Industry. FDA-2018-D-2173. 2020. Accessed July 13, 2021, at https://www.fda.gov/regulatory-information/search-fda-guidance-documents/long-term-follow-after-administration-human-gene-therapy-products.

¹³ https://www.fda.gov/media/144434/download

¹⁴ https://www.fda.gov/media/144245/download

¹⁵ https://www.fda.gov/media/146219/download

17th UK Technical Report on SARS-CoV-2 Variants issued June 25, 2021, and the CDC June 19, 2021, Variant Report both indicate the SARS-CoV-2 wild type virus to which all the vaccines were developed is now extinct.¹⁶

- 30. The spike protein itself has been demonstrated to injure vital organs such as the brain, heart, lungs, as well as damage blood vessels and directly cause blood clots. Additionally, because these vaccines infect cells within these organs, the generation of spike protein within heart and brain cells, in particular, causes the body's own immune system to attach to these organs. This is abundantly apparent with the burgeoning number of cases of myocarditis or heart inflammation among individuals below age 30 years.
- 31. Because the US FDA and CDC have offered no methods of risk mitigation for these serious adverse effects which can lead to permanent disability or death, no child should be pressured, coerced, receive the threat or reprisal, or be mandated to receive one of these investigational products against their will. Because the vaccine centers, CDC, FDA, and the vaccine manufacturers ask for the vaccine recipient to grant indemnification on the consent form before injection, all injuries incurred by children and young adults are at their own cost which can be prohibitive depending on the needed procedures, hospitalizations, rehabilitation, and medications.
- 32. In general, it is never good clinical practice to widely utilize novel biological products in populations that have not been tested in registrational trials. For COVID-19 vaccines, this includes COVID-19 survivors, those with prior suspected COVID-19 infection, those with positive SARS-

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1001354/Variants of Concern_VOC_Technical_Briefing_17.pdf

¹⁶ For additional information, see

CoV-2 serologies, pregnant women, and women of childbearing potential who cannot assure contraception.

33. It is never good research practice to perform a large-scale clinical investigation without the necessary structure to ensure the safety and protection of human subjects. These structures include a critical event committee, data safety monitoring board, and human ethics committee. These groups in large studies work to objectively assess the safety of the investigational product and research integrity. The goal is mitigating risk and protecting human subjects. It is my understanding that the COVID-19 vaccine program is sponsored by the CDC and FDA and has none of these safety structures in place. It is my assessment, that the COVID-19 clinical investigation has provided no meaningful risk mitigation for subjects (restricting groups, a special assessment of side effects, follow-up visits, or changes in the protocol to ensure or improve the safety of the program).¹⁷

COVID-19 Vaccine Risks to Children and Adolescents

- 34. The COVID-19 public vaccination program operated by the CDC and the FDA is a clinical investigation and under no circumstance can any person receive pressure, coercion, or threat of reprisal on their free choice of participation. Violation of this principle of autonomy by any entity constitutes reckless endangerment with a reasonable expectation of causing personal injury resulting in damages.
- 35. The current COVID-19 vaccines are not sufficiently protective against contracting COVID-19 to support its use beyond the current voluntary participation in the CDC-sponsored program. A total of 10,262 SARS-CoV-2 vaccine breakthrough infections had been reported from

¹⁷ See https://www.authorea.com/users/414448/articles/522499-sars-cov-2-mass-vaccination-urgent-questions-on-vaccine-safety-that-demand-answers-from-international-health-agencies-regulatory-authorities-governments-and-vaccine-developers (checked August 25, 2021).

46 U.S. states and territories as of April 30, 2021. Among these cases, 6,446 (63%) occurred in females, and the median patient age was 58 years (interquartile range = 40–74 years). Based on preliminary data, 2,725 (27%) vaccine breakthrough infections were asymptomatic, 995 (10%) patients were known to be hospitalized, and 160 (2%) patients died. Among the 995 hospitalized patients, 289 (29%) were asymptomatic or hospitalized for a reason unrelated to COVID-19. The median age of patients who died was 82 years (interquartile range = 71–89 years); 28 (18%) decedents were asymptomatic or died from a cause unrelated to COVID-19. Sequence data were available from 555 (5%) reported cases, 356 (64%) of which were identified as SARS-CoV-2 variants of concern, including B.1.1.7 (199; 56%), B.1.429 (88; 25%), B.1.427 (28; 8%), P.1 (28; 8%), and B.1.351 (13; 4%). None of these variants are encoded in the RNA or DNA of the current COVID-19 vaccines. In response to these numerous reports, the CDC announced on May 1, 2021, that community breakthrough cases would no longer be reported to the public and only those vaccine failure cases requiring hospitalization will be reported, presumably on the CDC website.¹⁸ This overt asymmetric reporting will create the false picture of only unvaccinated individuals developing COVID-19; in reality, patients who are fully vaccinated will be contracting breakthrough infections except for those vaccinated individuals who were previously immune from prior COVID-19 infection.

36. The Delta variant of SARS-CoV-2 accounts for most cases in the United Kingdom, Israel, and the United States. Because of progressive mutation of the spike protein, the virus has achieved an immune escape from the COVID-19 vaccines with the most obvious example being Israel where indiscriminate vaccination achieved 80% immunization rates. *See Table 4, below*.

¹⁸ See https://www.cdc.gov/mmwr/volumes/70/wr/mm7021e3.htm (August 25, 2021).

37. This has promoted the emergence of the Delta variant as the dominant strain and because it is not adequately covered by the Pfizer COVID-19 vaccine, >80% of COVID-19 cases have occurred the fully vaccinated. This confirms the failure of the vaccines against COVID-19.

Age Group	Cases Fully Vaccinated	Cases Unvaccinated	Percent of Cases Fully Vaccinated	Percentage of Population Fully Vaccinated
20-29	441	124	78.1%	71.9%
30-39	481	127	79.1%	77.4%
40-49	554	113	83.1%	80.9%
50-59	366	53	87.4%	84.4%
60-69	363	33	91.7%	86.9%
70-79	236	13	94.8%	92.8%
80-89	68	8	89.5%	91.2%
90+	14	2	84.8%	89.7%
Source 03 09bd99a	l: <u>https://data.gov.il</u> 38880	/dataset/covid-19	/resource/9b623a	64-f7df-4d0c-9f57-

Table 4: Israel Confirmed Cases, Vaccinated vs. Unvaccinated 19

38. In the SARS-CoV-2 variants of concern and variants under investigation in England Technical briefing 17 25 June 2021, 92,056 cases had the Delta variant and 50/7235 fully vaccinated and 44/53,822 of the unvaccinated died. This indicates that the fully vaccinated who contract the Delta variant have an 8.6-fold increased risk for death, (95% CI 5.73-12.91), p < 0.0001, as compared to those who chose to remain unvaccinated. 20

¹⁹ See https://datadashboard.health.gov.il/COVID-19019/general

²⁰https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1001354/Variant s_of_Concern_VOC_Technical_Briefing_17.pdf (checked August 25, 2021).

39. The CDC has published a report titled: "Outbreak of SARS-CoV-2 Infections, Including COVID-19 Vaccine Breakthrough Infections, Associated with Large Public Gatherings — Barnstable County, Massachusetts, July 2021" demonstrating complete failure of the COVID-19 in controlled spread of SARS-CoV-2 in congregate settings. My interpretation of this report is that the vaccines are not sufficiently effective to make the elective, investigation vaccine recommended for use beyond individual preference.

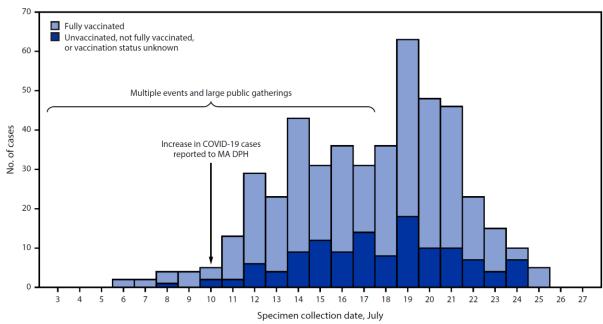


FIGURE 1. SARS-CoV-2 infections (N = 469) associated with large public gatherings, by date of specimen collection and vaccination status* — Barnstable County, Massachusetts, July 2021

Abbreviation: MA DPH = Massachusetts Department of Public Health.

40. In 1990, the Vaccine Adverse Event Reporting System ("VAERS") was established as a national early warning system to detect possible safety problems in U.S. licensed vaccines. VAERS is a passive reporting system, meaning it relies on individuals to voluntarily send in reports to the CDC and FDA. VAERS is useful in detecting unusual or unexpected patterns of adverse event reporting that might indicate a possible safety problem with a vaccine.

^{*} Fully vaccinated was defined as ≥14 days after completion of state immunization registry–documented COVID-19 vaccination as recommended by the Advisory Committee on Immunization Practices.

- 41. The total safety reports in VAERS for all vaccines per year up to 2019 was 16,320. The total safety reports in VAERS for COVID-19 Vaccines alone through Jun 18, 2021, is 387,288.
- 42. Based on VAERS as of August 13, 2021, there were 13,068 COVID-19 vaccine deaths reported and 54,142 hospitalizations reported for the COVID-19 vaccines (Pfizer, Moderna, JNJ). See VAERS COVID-19 Vaccine Data, attached as Exhibit B. By comparison, from 1999, until December 31, 2019, VAERS received 3167 death reports (158/ year) adult death reports for all vaccines combined.²¹ Thus, COVID-19 mass vaccination is associated with at least a 39-fold increase in annualized vaccine deaths reported to VAERS.
- 43. COVID-19 vaccine adverse events account for 98% of all vaccine-related AEs from December 2020 through the present in VAERS.
- 44. The COVID-19 vaccines are not safe for general use and cannot be deployed indiscriminately or supported, recommended, or mandated among any group.
- 45. There are emerging trends showing that the vaccine is especially risky for those 12-29 in my expert medical opinion with complications in the cardiovascular, neurological, hematologic, and immune systems. (*See, Rose J, et al.*)
- 46. Increasingly the medical community is acknowledging the possible risks and side effects including myocarditis, Bell's Palsy, Pulmonary Embolus, Pulmonary Immunopathology, and severe allergic reaction causing anaphylactic shock.²² Centers for Disease Control and Prevention, Allergic Reactions Including Anaphylaxis After Receipt of the First Dose of Pfizer-BioNTech COVID-19 Vaccine United States, December 14–23, 2020 (Jan 15, 2021).²³

²¹Pedro L. Moro, Jorge Arana, Mria Cano, Paige Lewis, and Tom T. Shimabukuro, Deaths Reported to the Vaccine Adverse Event Reporting System, United States, 1997-2013, VACCINES, CID 2015:61 (September 2015).

²² See Chien-Te Tseng, Elena Sbrana, Naoko Iwata-Yoshikawa, Patrick C Newman, Tania Garron, Robert L Atmar, Clarence J Peters, Robert B Couch, Immunization with SARS coronavirus vaccines leads to pulmonary immunopathology on challenge with the SARS virus, https://pubmed.ncbi.nlm.nih.gov/22536382/

²³ https://www.cdc.gov/mmwr/volumes/70/wr/mm7002e1.htm (checked August 25, 2021).

- 47. The Centers for Disease Control has held emergency meetings on this issue and the medical community is responding to the crisis. It is known that myocarditis causes injury to heart muscle cells and may result in permanent heart damage resulting in heart failure, arrhythmias, and cardiac death. These conditions could call for a lifetime need for multiple medications, implantable cardio defibrillators, and heart transplantation. Heart failure has a five-year 50% survival and would markedly reduce the lifespan of a child or young adult who develops this complication after vaccine-induced myocarditis (ref McCullough PA Reach Study)
- 48. COVID-19 vaccine-induced myocarditis has a predilection for young males below age 30 years. 24 The Centers for Disease Control has held emergency meetings on this issue and the medical community is responding to the crisis and the US FDA has issued a warning on the Pfizer and Moderna vaccines for myocarditis. 25 In the cases reviewed by the CDC and FDA, 90% of children with COVID-19 induced myocarditis developed symptoms and clinical findings sufficiently severe to warrant hospitalization. Because this risk is not predictable and the early reports may represent just the tip of the iceberg, no individual under age 30 under any set of circumstances should feel obliged to take this risk with the current genetic vaccines particularly the Pfizer and Moderna products.
- 49. Multiple recent studies and news reports detail people 18-29 dying from myocarditis after receiving the COVID-19 vaccine. According to the CDC, 475 cases of pericarditis and

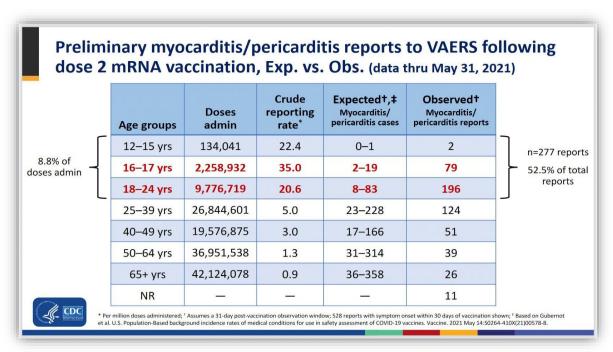
²⁴ Abu Mouch S, Roguin A, Hellou E, Ishai A, Shoshan U, Mahamid L, Zoabi M, Aisman M, Goldschmid N, Berar Yanay N. Myocarditis following COVID-19 mRNA vaccination. Vaccine. 2021 Jun 29;39(29):3790-3793. doi: 10.1016/j.vaccine.2021.05.087. Epub 2021 May 28. PMID: 34092429; PMCID: PMC8162819.

²⁵ https://www.fda.gov/news-events/press-announcements/coronavirus-COVID-19-update-june-25-2021.

myocarditis²⁶ have been identified in vaccinated citizens aged 30 and younger. See FDA, Vaccines and Related Biological Products Advisory Committee June 10, 2021, Meeting Presentation.²⁷

50. The FDA found that people 12-24 account for 8.8% of the vaccines administrated, but 52% of the cases of myocarditis and pericarditis were reported. *Id*.

Table 5: VAERS Report



Further, the CDC just announced that the vaccine is "likely linked" to myocarditis. Advisory Board, CDC panel reports 'likely association' of heart inflammation and mRNA COVID-19 vaccines in young people.²⁸

51. The CDC recently released data stating that there have been 267 cases of myocarditis or pericarditis reported after receiving one dose of the COVID-19 vaccines and 827 reported cases

²⁶ Myocarditis is inflammation of the heart muscle, whereas pericarditis is inflammation of the sac-like tissue around the heart called the pericardium.

²⁷ https://www.fda.gov/media/150054/download#page=17 (checked August 25, 2021).

²⁸ https://www.advisory.com/daily-briefing/2021/06/24/heart-inflammation (checked August 25, 2021).

after two doses through June 11. There are 132 additional cases where the number of doses received is unknown. *Id.*

- 52. There have been 2466 reported cases of myocarditis that have occurred, and the median age is thirty. *Id*.²⁹
- 53. I have seen and examined adolescent patients with post-COVID-19 myocarditis which typically occurs two days after the injection, most frequently after the second injection of mRNA products (Pfizer, Moderna). The clinical manifestations can be chest pain, signs and symptoms of heart failure, and arrhythmias. The diagnosis usually requires a clinical or hospital encounter, 12-lead electrocardiogram, blood tests including cardiac troponin (test for heart muscle damage), ECG monitoring, and cardiac imaging with echocardiography or cardiac magnetic resonance imaging. Given the risks for either manifest or future left ventricular dysfunction, patients are commonly prescribed heart failure medications (beta-blockers, renin-angiotensin system, inhibitors), and aspirin. More complicated patients require diuretics and anticoagulants. For post- COVID-19 vaccine myocarditis, I follow current position papers on the topic and restrict physical activity and continue medications for approximately three months before blood biomarkers and cardiac imaging are reassessed. If there is concurrent pericarditis, non-steroidal anti-inflammatory agents and colchicine may additionally be prescribed. Multiple medical studies are starting to come out detailing this problem.³⁰

²⁹ See ongoing reports at https://www.openvaers.com/openvaers.

³⁰ See, e.g., Tommaso D'Angelo MD, Antonino Cattafi MD, Maria Ludovica Carerj MD, Christian Booz MD, Giorgio Ascenti MD, Giuseppe Cicero MD, Alfredo Blandino MD, Silvio Mazziotti MD, Myocarditis after SARS-CoV-2 Vaccination: A Vaccine-induced Reaction?, Pre-proof, Canadian Journal of Cardiology, https://www.onlinecjc.ca/article/S0828-282X(21)00286-5/fulltext (last visited June 26, 2021); Jeffrey Heller, Israel sees probable link between Pfizer vaccine and myocarditis cases (June 2, 2021), https://www.reuters.com/world/middle-east/israel-sees-probable-link-between-pfizer-vaccine-small-number-myoca rditis-cases-2021-06-01/(last visited June 26, 2021); Tschöpe C, Cooper LT, Torre-Amione G, Van Linthout S. Management of Myocarditis-Related Cardiomyopathy in Adults. Circ Res. 2019 May 24;124(11):1568-1583. doi: 10.1161/CIRCRESAHA.118.313578. PMID: 31120823. Caforio AL, Pankuweit S,

- The US FDA has given an update on the JNJ vaccine concerning the risk of cerebral venous sinus thrombosis and thrombosis with thrombocytopenia in women ages 18-48 associated with low platelet counts. This complication causes a variety of stroke-like syndromes that can involve the cranial nerves, vision, and coordination. Blood clots in the venous sinuses of the brain are difficult to remove surgically and require blood thinners sometimes with only partial recovery. In some cases, special glasses are required to correct vision and these young adults can be expected to miss considerable time away from school undergoing neurological rehabilitation. Because this risk is not predictable no woman under age 48 under any set of circumstances should feel obliged to take this risk with the JNJ vaccine.
- 55. Additionally, the US FDA has an additional warning for Guillen-Barre Syndrome or ascending paralysis for the JNJ vaccine which is not predictable and when it occurs can result in ascending paralysis, respiratory failure, the need for critical care, and death. Not all cases completely resolve, and some vaccine victims may require long term mechanical ventilation, or become quadra- or paraplegics. Prolonged neurological rehabilitation is commonly required, and this will call for time away from school and studies for those children injured from the JNJ vaccine with Guillen-Barre Syndrome.³²
- 56. The vaccine is also far less safe than previous vaccines like the meningococcal meningitis vaccine that is typically required on college campuses which in 2019 recorded zero deaths. The

Arbustini E, Basso C, Gimeno- Blanes J, Felix SB, Fu M, Heliö T, Heymans S, Jahns R, Klingel K, Linhart A, Maisch B, McKenna W, Mogensen J, Pinto YM, Ristic A, Schultheiss HP, Seggewiss H, Tavazzi L, Thiene G, Yilmaz A, Charron P, Elliott PM; European Society of Cardiology Working Group on Myocardial and Pericardial Diseases. Current state of knowledge on aetiology, diagnosis, management, and therapy of myocarditis: a position statement of the European Society of Cardiology Working Group on Myocardial and Pericardial Diseases. Eur Heart J. 2013 Sep;34(33):2636-48, 2648a-2648d. doi: 10.1093/eurheartj/eht210. Epub 2013 Jul 3. PMID: 23824828.

³¹ https://www.fda.gov/news-events/press-announcements/joint-cdc-and-fda-statement-johnson-johnson-COVID-19-vaccine.

³² https://www.fda.gov/media/150723/download (checked August 25, 2021).

COVID-19 vaccines since their EUA approval on May 10, 2021, have already claimed the lives of 15 children and 79 young individuals under age 30 (VAERS).

- 57. For example, the VAERS (Vaccine Adverse Event Reporting System) data from the CDC shows, for 18-29-year-olds, there have been no deaths from the meningococcal vaccine from 1999 2019. See, United States Department of Health and Human Services (DHHS), Public Health Service (PHS), Centers for Disease Control (CDC)/Food and Drug Administration (FDA), Vaccine Adverse Reporting System (VAERS) 1990 06/11/2021, CDC WONDER On-line Database.³³
- 58. The main side effects people reported from the meningitis vaccine are headache, injection site pain, nausea, chills, and a fever, and even these were limited as no more than fifteen of each were reported. *Id*. The student population and their parents, in general, accept the requirements for meningococcal vaccination because the vaccines are safe, effective, and do not pose a risk of death, unlike the COVID-19 vaccines.
- 59. In the brief time the COVID-19 vaccines have been available, there have been many more serious symptoms and even a death of a healthy 13-year-old boy.³⁴ (See Nationwide VAERS COVID-19 Vaccine Data through June 18, 2021.³⁵)
- 60. The World Health Organization said that children should not be vaccinated for the moment before they faced tremendous backlash.³⁶

³³ Accessed at: https://wonder.cdc.gov/vaers.html.

³⁴ https://www.newsweek.com/13-year-old-dies-sleep-after-receiving-pfizer-COVID-19-vaccine-cdc-investigating-1606529 (checked August 25, 2021).

³⁵ VAERS may be publicly accessed at https://www.openvaers.com/COVID-19-data.

³⁶ WHO, COVID-19 Advice for the public: Getting vaccinated https://web.archive.org/web/20210408183900/https://www.who.int/emergencies/diseases/novel-coronavirus-2019/COVID-19-vaccines/advice (checked August 25, 2021).

- 61. Further, milder side effects from the vaccine include changes in hormone and menstrual cycles in women, fever, swelling at the injection site, etc. Jill Seladi-Schulman, Ph.D., Can COVID-19 or the COVID-19 Vaccine Affect Your Period?³⁷
- 62. Recent studies from Tess Lawrie, a highly respected evidence-based professional, on the UK's equivalent of the VAERS systems concluded that the vaccines were unsafe for use in humans due to the extensive side effects they are causing.³⁸

Risks of COVID-19 Vaccines for Those Recovered from COVID-19

- 63. There is recent research on the fact that the COVID-19 vaccine is dangerous for those who have already had COVID-19 and have recovered with inferred robust, complete, and durable immunity. These patients were excluded from the FDA-approved clinical trials performed by Pfizer, Moderna, and J&J. From these trials the safety profile was unknown when the products for approved for Emergency Use Authorization in 2020. There has been no study demonstrating clinical benefit with COVID-19 vaccination in those who have well documented or even suspected prior COVID-19 illness.
- 64. A medical study of United Kingdom healthcare workers who had already had COVID-19 and then received the vaccine found that they suffered higher rates of side effects than the average population.
- 65. The test group experienced more moderate to severe symptoms than the study group that did not previously have COVID-19. Id.

³⁷ Rachael K. Raw, Clive Kelly, Jon Rees, Caroline Wroe, David R. Chadwick, Previous COVID-19 infection but not Long-COVID-19 is associated with increased adverse events following BNT162b2/Pfizer vaccination, (preprint) https://www.medrxiv.org/content/10.1101/2021.04.15.21252192v1 (checked August 25, 2021).

³⁸ Tess Lawrie, Re. Urgent preliminary report of Yellow Card data up to 26th May 2021, (June 9, 2021), https://www.skirsch.com/covid/TessLawrieYellowCardAnalysis.pdf (accessed August 25, 2021).

- 66. The symptoms include fever, fatigue, myalgia-arthralgia, and lymphadenopathy. Id. Raw found that in 974 individuals who received the BNT162b2/Pfizer vaccine, those with a prior history of SARS-CoV-2 or those who had positive antibodies at baseline had a higher rate of vaccine reactions than those who were COVID-19 naive. *Id*.
- 67. Mathioudakis et al. reported that in 2020 patients who underwent vaccination with either mRNA-based or vector-based COVID-19 vaccines, COVID-19-recovered patients who were needlessly vaccinated had higher rates of vaccine reactions.³⁹
- 68. Krammer et al. reported on 231 volunteers for COVID-19 vaccination, 83 of whom had positive SARS-CoV-2 antibodies at the time of immunization. The authors found: "Vaccine recipients with preexisting immunity experience systemic side effects with a significantly higher frequency than antibody naïve vaccines (e.g., fatigue, headache, chills, fever, muscle or joint pains, in order of decreasing frequency, P < 0.001 for all listed symptoms, Fisher's exact test, two-sided)."

Natural Immunity to COVID-19

- 69. To my knowledge, there are no studies that demonstrate the clinical benefit of COVID-19 vaccination in COVID-19 survivors or those with suspected COVID-19 illness or subclinical disease who have laboratory evidence of prior infection.
- 70. It is my opinion that SARS-CoV-2 causes an infection in humans that results in robust, complete, and durable immunity, and is superior to vaccine immunity which by comparison has demonstrated massive failure including over 10,000 well-documented vaccine failure cases as reported by the CDC before tracking was stopped on May 31, 2021. There are no studies demonstrating the clinical benefit of COVID-19 vaccination in COVID-19 survivors and there are

³⁹ See https://www.medrxiv.org/content/10.1101/2021.02.26.21252096v1

⁴⁰ See https://www.medrxiv.org/content/10.1101/2021.01.29.21250653v1(checked August 25, 2021).

three studies demonstrating harm in such individuals. Thus, it is my opinion that the COVID-19 vaccination is contraindicated in COVID-19 survivors, many of whom may be in the student population.

- 71. Multiple laboratory studies conducted by highly respected U.S. and European academic research groups have reported that convalescent mildly or severely infected COVID-19 patients who are unvaccinated can have greater virus-neutralizing immunity—especially more versatile, long-enduring T- cell immunity—relative to vaccinated individuals who were never infected.⁴¹
- 72. Cleveland Clinic studied their employees for the effects of natural immunity in unvaccinated people.⁴² They found zero SARS-CoV-2 reinfections during a 5-month follow-up among n=1359 infected employees who were naturally immune remained unvaccinated and concluded such persons are "unlikely to benefit from COVID-19 vaccination." Among those who

Tongcui Ma, et al., Protracted yet coordinated differentiation of long-lived SARS-CoV-2-specific CD8+ T cells during COVID-19 convalescence, bioRxiv (pre-print),

https://www.biorxiv.org/content/10.1101/2021.04.28.441880v1;

Saade C, Gonzalez C, Bal A, Valette M, Saker K, Lina B, Josset L, Trabaud MA, Thiery G, Botelho-Nevers E, Paul S, Verhoeven P, Bourlet T, Pillet S, Morfin F, Trouillet-Assant S, Pozzetto B, On Behalf Of Covid-Ser Study Group. Live virus neutralization testing in convalescent patients and subjects vaccinated against 19A, 20B, 20I/501Y.V1 and 20H/501Y.V2 isolates of SARS-CoV-2. Emerg Microbes Infect. 2021 Dec;10(1):1499-1502. doi: 10.1080/22221751.2021.1945423. PMID: 34176436; PMCID: PMC8330769.

https://pubmed.ncbi.nlm.nih.gov/34176436/; Carmen Camara, et al. Differential effects of the second SARS-CoV-2 mRNA vaccine dose on T cell immunity in naïve and COVID-19 recovered individuals, bioRxiv (pre-print), https://www.biorxiv.org/content/10.1101/2021.03.22.436441v1;

Ellie N. Ivanova, et al., Discrete immune response signature to SARS-CoV-2 mRNA vaccination versus infection, medRxiv (pre-print), https://www.medrxiv.org/content/10.1101/2021.04.20.21255677v1;

Catherine J. Reynolds, et al, Prior SARS-CoV-2 infection rescues B and T cell responses to variants after first vaccine dose, (pre-print), https://pubmed.ncbi.nlm.nih.gov/33931567/;

Yair Goldberg, et al., Protection of previous SARS-CoV-2 infection is similar to that of BNT162b2 vaccine protection: A three-month nationwide experience from Israel, medRxiv (pre-print),

https://www.medrxiv.org/content/10.1101/2021.04.20.21255670vl (all checked August 25, 2021).

https://www.medrxiv.org/content/10.1101/2021.06.01.21258176v2 (checked August 25, 2021).

⁴¹ See Athina Kilpeläinen, et al., Highly functional Cellular Immunity in SARS-CoV-2 Non- Seroconvertors is associated with immune protection, bioRxiv (pre-print), https://www.biorxiv.org/content/10.1101/2021.05.04.438781v1;

⁴² Nabin K. Shrestha, Patrick C. Burke, Amy S. Nowacki, Paul Terpeluk, Steven M. Gordon, Necessity of COVID-19 vaccination in previously infected individuals, medRxiv (pre-print),

were vaccinated, unlike the naturally immune, there were vaccine failure or breakthrough cases of COVID-19. *Id*.

- 73. An analysis by Murchu et al demonstrated in 615,777 individuals which included well-documented COVID-19 as well as subclinical infections with positive serologies, there was a negligible incidence (<1%) of COVID-19 over the long term. Murchu found no evidence of waning immunity over time suggesting no possibility that future vaccination would be indicated for any reason.⁴³
- 74. A recent article in Nature reported that prior infection induces long-lived bone marrow plasma cells which means the antibodies to prevent reinfection of COVID-19 are long-lasting.⁴⁴

As to my expert opinion regarding Mask Use for Children:

- 75. I have come to understand that many people believe that mandated mask use in schools is a good idea. It is not. The most easily available data to reject mask use is the experience of other countries that show mask use is not part of the solution for children.
- 76. Sweden has more than a million school-age minors, but the school system employed mild social distancing and no masks and had zero deaths from COVID. A good summary regarding this well-documented experience appeared in the New England Journal of Medicine. The study, titled "Open Schools, Covid-19 and Child and Teacher Morbidity in Sweden," found:

"Despite Sweden's having kept schools and preschools open, researchers have found a low incidence of severe Covid-19 among schoolchildren and children of preschool age during the SARS-CoV-2 pandemic...No child with Covid-19 died...Among the 1,951,905 million children who were 1 to 16 years of age, 15 children had Covid-19, MIS-C, or both conditions and were admitted to an ICU, which is equal to 1 child in 130,000."

⁴³ See: https://onlinelibrary.wiley.com/doi/10.1002/rmv.2260

⁴⁴ Jackson S. Turner et. al. SARS-CoV-2 infection induces long-lived bone marrow plasma cells in humans, (May 24, 2021) https://www.nature.com/articles/s41586-021-03647-4 (checked August 25, 2021).

⁴⁵ Open Schools, Covid-19, and Child and Teacher Morbidity in Sweden, N Engl J Med 2021; 384:669-671 DOI: 10.1056/NEJMc2026670, https://www.nejm.org/doi/full/10.1056/NEJMc2026670 (checked Aug. 25, 2021).

- 77. Though many medical professionals studies assert that masking generally is useful, those opinions are based on mistaken leaps of logic. The studies generally ignore Sweden and other countries, and then assert that a combination of COVID-fighting techniques "may" prevent virus spread, not bothering to separate out effective and ineffective techniques. Sweden has used mild social distancing and had zero deaths due to COVID-19.
- 78. Even the occasional honest CDC study shows that mask use has, at best, a minor benefit. A study of COVID-19 spread in restaurants and mask use indicated a benefit of less than 2% spread reduction in a location where masks are used for more than 100 days.⁴⁶
- 79. The latest study of which I am aware comes from the Annals of Internal Medicine, which describes a randomized controlled trial, which concluded that, at best, masks were a minor benefit to virus spread. "Infection with SARS-CoV-2 occurred in 42 participants recommended masks (1.8%) and 53 control participants (2.1%).⁴⁷ The study was honest enough to show that mask use is inconclusive with small clinically insignificant differences among the groups.
- 80. These studies show that mask use may have a benefit, but any benefit based on mask use is small. This makes sense, as the only time that a mask matters is an occasion where the wearer is singing or otherwise causing particulates emitted during a sneeze, *and* is infected with COVID-19, and the sneeze is directed at a person who is vulnerable *and* who would not have otherwise received a sufficient exposure to be vulnerable.

⁴⁶ Guy GP Jr., Lee FC, Sunshine G, et al. Association of State-Issued Mask Mandates and Allowing On-Premises Restaurant Dining with County-Level COVID-19 Case and Death Growth Rates — United States, March 1—December 31, 2020. MMWR Morb Mortal Wkly Rep 2021;70:350–354. DOI: http://dx.doi.org/10.15585/mmwr.mm7010e3. August 25, 2021).

⁴⁷ Henning Bundgaard *et al.* Annals of Internal Medicine November 2020; doi:https://doi.org/10.7326/M20-6817, "Effectiveness of Adding a Mask Recommendation to Other Public Health Measures to Prevent SARS-CoV-2 Infection in Danish Mask Wearers" (https://www.acpjournals.org/doi/10.7326/M20-6817, August 25, 2021).

- 81. Even the popular N95 mask is not a filter capable of stopping the COVID-19 virus, and these masks are not particularly useful outside of a hygienic healthcare environment. The N95 mask must go through a fitting with dedicated personnel that check for leaks and proper seal using specialized equipment and gases. When I wear a mask for surgical reasons, I fit the mask to my face and do not disturb it until I'm removing it. My practice of such use is very different from a child or even an adult who is constantly fiddling with it, taking it down and back up, and is never fitted.
- 82. I am aware that many public officials take the position that there is no downside to wearing a mask. That is not true. Children continuously wearing masks results in fainting, fatigue, heightened levels of carbon dioxide, and other medical dangers. These are unknown risks which may not bear out for years.
- 83. It is my expert medical opinion that the masking of children in the face of a virus that is half as dangerous to minors as the common flu is to accept a cost-benefit with unknown costs. In such a situation, a policy maker may well decide that the cost is not worth the minor benefit.

As to my expert opinion regarding Medical Facility Capacity:

- 84. I am aware that some medical facilities are suggesting that the Delta variant of COVID-19 is filling hospitals and medical facilities. Any claim about capacity is a deliberate decision by these facilities to potentially promote vaccination of medical personnel and keep capacity high by letting staff go home when the facility is not full, as capacity is related to the staff available. Hospitals are designed to reduce staff so the occupancy is always high for maximal efficiency.
- 85. The most obvious way for a layman to see that hospitals are not beyond their actual ability to handle is the reality that the facilities are demanding vaccination of their personnel even when staff members have COVID-19 antibodies.

86. Lastly, Respiratory Syncytial Virus Infection (RSV) is responsible for many of the beds taken currently, which is an unusually prevalent problem at this time. I have noticed that media sources have referred to diminished capacity of medical facilities based on the combination of RSV and COVID-19, without making clear that RSV is the driver of the bed use.

CONCLUSION

In my expert medical opinion, despite the current Delta variant outbreak, increasing likelihood of herd immunity to COVID-19, the low risk to children and adolescents of serious complications or death due to COVID-19, the negligible risk of asymptomatic spread of COVID-19, the vastly improved COVID-19 treatments currently available all make the risks inherent in COVID-19 significantly lower than they were in 2020.

It is my expert medical opinion that the Pfizer vaccine as tested in adolescents age 12-15 does not offer a significant clinical benefit and has a poor benefit to risk ratio. Vaccination to prevent mild viral upper respiratory symptoms in a small fraction (1.6%) of subjects is not justified given the short and longer-term risks of the vaccines.

It is my expert medical opinion that the COVID-19 vaccines are progressively losing efficacy over the prevention of COVID-19 and in widely vaccinated countries up to 80% of COVID-19 cases have been previously vaccinated implying the vaccines have become obsolete with antigenic escape or resistance to variants (e.g. Delta) that have evolved to infect persons who were vaccinated against the now extinct wild-type SARS-CoV-2 strain.

It is my expert medical opinion that it is not good research or clinical practice to widely utilize novel biologic therapy (mRNA, adenoviral DNA COVID-19 vaccines) in populations where there is no information generated from the registrational trials with the FDA, specifically,

Exhibit 12

children and adolescents, COVID-19 survivors, suspected COVID-19-recovered, pregnant or

women who could become pregnant at any time after investigational vaccines.

In my expert medical opinion, the risks associated with the investigational COVID-19

vaccines, especially those more prevalent among children and adolescents far outweigh any

theoretical benefits, are not minor, and many of those risks are unknown or have not been

adequately quantified nor has the duration of their consequences been evaluated or is calculable.

In my expert medical opinion, the approval or Emergency Use Authorization and

administration of COVID-19 vaccines for children and adolescents aged 12-15 creates an

unethical, unreasonable, clinically unjustified, unsafe, and poses an unnecessary risk to the

children of the United States of America.

Similarly, the mandatory use of face coverings for children is not warranted in light of their

medical agility regarding COVID-19 and the medical dangers of mask use. Even for adults, masks

are a very small benefit, at most, and few policy makers are taking into account the medical cost

of mandating masks.

Signed August 25, 2021,

Dr. Peter A. McCullough MD, MPH

Friday, August 6, 2021 **CURRICULUM VITAE**

PETER A. McCULLOUGH, MD, MPH, FACP, FACC, FCCP, FAHA, FNKF, FNLA, FCRSA

Business

Baylor University Medical Center

Worth Street Tower 3409 Worth Street, #500

Dallas TX 75246 Desk: 214-841-2000 Cell: 248-444-6905

e-mail: PeterAMcCullough@gmail.com

Home 5231 Richard Avenue

Dallas, TX 75206

Birth date December 29, 1962 Birthplace Buffalo, NY, USA

EDUCATION

- <u>Certificate of Graduate Liberal Arts Studies</u>: <u>Southern Methodist University</u>, December 17, 2016, principal faculty Dr. Anthony Picchioni, PhD, Adjunct Professor in Human Development, P.O. Box 750181, Dallas, TX 75275, 214-768-3417, www.smu.edu
 - Graduated with Honor
- 2) Master of Public Health: University of Michigan School of Public Health, August 19, 1994, Dean Noreen M. Clark, PhD, 109 Observatory Street, Ann Arbor, MI 48109-2029, phone 734-764-5454, www.sph.umich.edu
 - Major: General Epidemiology
- 3) <u>Doctor of Medicine</u>: <u>University of Texas Southwestern Medical School</u>, June 4, 1988, Dean Bryan M. Williams, MD, 5323 Harry Hines Boulevard, Dallas, TX 75235-9070, 214-648-3111, http://www.utsouthwestern.edu/education/medical-school/
 - Clinical year rank of 1 in 199, overall rank in class of 12 in 199
 - Alpha Omega Alpha Texas Gamma Chapter, installed March 17, 1988
- 4) <u>Bachelor of Science</u>: <u>Baylor University</u>, May 18, 1984, Chancellor Abner McCall, PhD, Office of the Registrar, Waco, TX 76798-7056, 254-710-1181, http://www.baylor.edu/
 - Double-major: Biology and Psychology
 - Graduated with Honor, degree rank of 29 in 131, university rank of 127 in 1,152

Alpha Lambda Delta Freshman Honorary, installed March 19, 1981

POSTGRADUATE TRAINING

- 1) <u>Cardiovascular Diseases Fellowship</u>: William Beaumont Hospital (WBH) (presently Oakland University William Beaumont School of Medicine), Division of Cardiology, 3601 W. Thirteen Mile Rd, Royal Oak, MI 48073, 248-551-4198, 7-1-94 to 6-30-97, Chief Cardiovascular Fellow for 1996-97, William W. O'Neill, MD, Program Director and Division Chief
- Internal Medicine Residency: University of Washington School of Medicine, Department of Internal Medicine, 1959 NE Pacific, Seattle, WA 98195, (206) 543-3239, 3-year traditional track, 7-1-88 to 6-30-91, James F. Wallace, MD, Program Director, Paul G. Ramsey, MD, Chairman of Medicine

PROFESSIONAL EXPERIENCE

<u>HeartPlace Baylor Dallas Campus, Texas A & M University College of Medicine, Baylor Dallas Campus,</u> 3409 Worth Street, Suite 500, Dallas TX 75246, March 1, 2021 to present.

Positions Held: 1) Attending Physician

Baylor Scott and White Health, Baylor Health Care System, Baylor University Medical Center (BUMC), Baylor Heart and Vascular Institute, Baylor Jack and Jane Hamilton Heart and Vascular Hospital, Dallas TX, Texas A & M University College of Medicine, Department of Medicine, Division of Cardiology, Baylor Heart and Vascular Institute, 621 N. Hall St., #H030, Dallas, TX 75226, February 3, 2014 to February 25, 2021. Cardiovascular Governance Council, Kevin Wheelan, MD, Cardiology Division Chief and Chief Medical Officer, Heart Institute Office (214) 820-7500

Positions Held:

- 1) Professor in the Principal Faculty, Non-Tenure Track in the Department of Internal Medicine, Texas A & M University Health Sciences Center
- 2) Chief of Cardiovascular Research
- 3) Program Director, BUMC Cardiovascular Diseases Fellowship Program
- 4) Vice Chief, BUMC Internal Medicine

St. John Providence Health System, Providence Park Heart Institute, Department of Medicine, Cardiology Section, 47601 Grand River Avenue, Suite B-125, Novi, MI 48374, September 1, 2010 to July 19, 2013. Department of Medicine Chair, Anibal Drelichman, MD: 248-849-3152, Cardiology Section Chief: Shukri David, MD, 248-465-5955

Positions Held:

- 1) Chief Academic and Scientific Officer (Academic Dean Equivalent), St. John Providence Health System, (2010 to 2013)
- 2) Medical Director, Clinical Lipidology, Department of Medicine, Cardiology Section (2010 to 2013)

<u>William Beaumont Hospital</u>, Department of Internal Medicine, Divisions of Nutrition and Preventive Medicine, Department of Cardiology, 3601 West Thirteen Mile Road, Royal Oak, MI 48073, October 1, 2002 to 2010. Department of Medicine Chair: Michael A. Maddens, M.D., 248-551-0622, Department of Cardiology Chair: David E. Haines, M.D., 248-858-0404

<u>Oakland University William Beaumont School of Medicine</u>, 472 O'Dowd Hall 2200 N. Squirrel, Rochester, MI 48309, Robert Folberg, MD, Medical School Dean, Kenneth Hightower, PhD, Dean of Allied Health Sciences, 248-370-3562. Clinical Professor of Health Sciences and Medicine (2007 to 2010)

Positions Held:

- 1) Consultant Cardiologist and Chief, Division of Nutrition and Preventive Medicine (2002 to 2010), Department of Internal Medicine
- 2) Medical Director, Preventive Cardiology (2002 to 2010)
- 3) Medical Director, Lipid Apheresis Program (2007 to 2010)
- 4) Medical Director, Weight Control Center (2002-2005)

<u>University of Missouri-Kansas City (UMKC) School of Medicine, Truman Medical Center,</u>
Department of Medicine, Cardiology Section, 2301 Holmes St., Kansas City, MO 64108. August 18, 2000-September 30, 2002. Department of Medicine Chair: George R. Reisz, M.D, 816-556-3450

Positions Held: 1) Associate Professor of Medicine (Tenure Track) and Cardiology Section Chief

Henry Ford Health System (HFHS), Henry Ford Heart and Vascular Institute, 2799 W. Grand Blvd., K-14, Detroit, MI 48202, July 1, 1997 to August 16, 2000. Cardiovascular Division Head: W. Douglas Weaver, M.D, 800-653-6568

Positions Held:

- 1) Assistant Professor of Medicine (Tenure Track), Case Western Reserve University School of Medicine, and HFHVI Senior Staff Cardiologist Medical Director, Preventive Cardiology, 1999-2000
- 2) Program Director, Cardiovascular Diseases Fellowship Training Program, 1999-2000
- 3) Director of Cardiovascular Informatics Section, 1997-2000
- 4) Associate Director of the Center for Clinical Effectiveness, 1997-99
- 5) Associate Director of the Cardiovascular Diseases Fellowship Program, 1998-99

Emergency Physicians Medical Group, PC, 2000 Green Road, Suite 300, Ann Arbor, MI 48105, 800-466-3764. Emergency medicine attending at Mission Health McPherson Hospital, Howell, 1991-1997; Oakwood Beyer Hospital Center, Ypsilanti 1991-1997, and Mercy Hospital, Grayling 1991-1992

Positions Held: 1) Associate Member

2) Washtenaw County Human Services Deputy Medical Examiner, 1995-1996

Mercy Internal Medicine Associates, 308 Michigan Avenue, Grayling, MI 49738, Mercy Hospital-Grayling, 1100 Michigan Avenue, Grayling, MI 49738, 517-348-5461. Internal medicine attending at Mercy Hospital, Grayling, MI, 1991-1992

Positions Held: 1) Coronary Care Unit Director

2) Physician Director of Cardiopulmonary Services

SPECIAL TRAINING

- 1) The Healthcare Forum Cardiovascular Health Fellowship, 1998-99
- 2) American Heart Association (AHA), 23rd 10-Day U.S. Seminar on the Epidemiology and Prevention of Cardiovascular Disease, July-August, 1997
- 3) University of Michigan Summer Session in Epidemiology, 1997-99
- 4) Stanford University Course on Medical Informatics, Palo Alto, CA, June, 1997
- 5) Current Practice of Vascular Ultrasound 3-Day Course, Chicago, IL, April, 1997
- 6) Advanced Pacemaker Concepts Course, CPI, Inc., Lansing, MI, 1995
- 7) Pacesetter Comprehensive Pacemaker 4-Day Course, Santa Fe, NM, 1997
- 8) Medtronic Bakken Education Tutorial and Medtronic Applied Physiological Research Laboratory Lead Implantation Training and Biventricular Implantation Training (2 sessions), Minneapolis, MN, 2001-2002
- 9) 2004 ASCeXAM Review Course, American Society of Echocardiography, San Francisco, CA, April 22-24, 2004
- National Lipid Association Masters Course in Clinical Lipidology, Hilton Head, SC, August 21-23, 2008

CERTIFICATION AND LICENSURE

- 1) Licensed in the State of Washington 1988-1997 (#MD00027562), Michigan expires January 31, 2022 (#4301058147), and New York 1992 to present (#189283 inactive status), Missouri 2000-2002 (#2000165365 inactive status) and Texas expires May 31, 2022 (#P9222)
- 2) FLEX passed April 4, 1990, State of Washington, Department of Health, Board of Medical Examiners
- 3) Diplomate, American Board of Internal Medicine, Candidate #136084, September, 25, 1991, recertified May 1, 2001, recertified June 10, 2011, recertified April 6, 2021, valid through 2031, 510 Walnut Street, Suite 1700, Philadelphia, PA 19106-3699
- 4) Diplomate, American Board of Internal Medicine, Cardiovascular Diseases Subspecialty, Candidate #136084, November, 1997, valid through 2007, recertified October 1, 2007, valid through 2017, recertified September 28, 2017, valid through 2027, 510 Walnut Street, Suite 1700, Philadelphia, PA 19106-3699
- 5) Diplomate, American Board of Clinical Lipidology, September 27, 2008, 6816 Southpoint Parkway, Suite 1000, Jacksonville, FL 32216. Fellow, National Lipid Association

- 6) National Board of Echocardiography (NBE), Examination of Special Competence in Adult Echocardiography, 2004-2014 expired
- 7) Diplomate, American Board of Forensic Examiners, July 16, 1996, no expiration date

RECOGNITION

Teaching:

1. Henry Ford Hospital, 1999 Chief Medical Resident's Best Teacher Award

Research:

- 1. Chest Foundation Young Investigator Award 2001, Philadelphia, PA, November 7, 2001, President's International Awards Ceremony
- 2. National Kidney Foundation (NKF) of Michigan, Innovations in Health Care Award Finalist 2008, East Lansing, MI, April 17, 2008
- 3. American College of Cardiology (ACC) Simon Dack Award for Scholarly Excellence by the Journal of the American College of Cardiology, March 5, 2009
- 4. 11th International Vicenza Award in Critical Care Nephrology, International Renal Research Institute, Vicenza, Italy, June 11, 2013

Postgraduate:

- 1. Founding Fellow, Cardiorenal Society of America, March 2016
- 2. Fellow, National Lipid Association, January, 2013
- 3. Fellow, National Kidney Foundation, January, 2012
- 4. Fellow, American College of Chest Physicians, February, 2001
- 5. Fellow, American College of Physicians, January, 2001
- 6. Fellow, American College of Cardiology, February, 1999

AFFILIATIONS

- 1) Alpha Omega Alpha, National Honor Medical Society, 1988 to present
- 2) American College of Emergency Physicians, Member, 1992-1994
- 3) American College of Forensic Examiners, Member 1996 to present
- 4) AHA, Council on Epidemiology and Prevention, 1995 to present
- 5) AHA, Grassroots Network, 1998-2000.
- 6) Central Society for Clinical Research, Member, 1999-2000
- 7) Council on Geriatric Cardiology, Member 1996-1997
- 8) Michigan Chapter of the ACC, Chair, Annual Cardiology Board Review, 1999-2000
- 9) Michigan State Medical Society, Member, 1997-2000, 2004 to 2009
- 10) The American Medical Informatics Association, 1997-2000
- 11) The Health Forum, Charter Cardiovascular Health Charter Alumni Representative, 1998 to 2002

- 12) Cardiorenal Society of America, Founding Executive Board Member, 2013 to present, Vice President 2014-2016, President 2016 to present
- 13) Dallas County Medical Society, 2014 to present
- 14) Texas Medical Association, 2014 to present
- 15) Baylor Alumni Association, 2015 to present
- 16) New York Academy of Sciences, 2016 to present
- 17) Truth for Health Foundation, Founding Executive Board Member, Chief Medical Advisor, 2021 to present

EDITORIAL RESPONSIBILITIES

- 1) Advances in Chronic Kidney Disease, Editorial Board Member, 2003-present. [referenced through Elsevier Bibliographic Database, EMBASE/Excerpta Medica, MEDLINE]
- 2) American Journal of Cardiology, Associate Editor, 2014 to present
- American Journal of Kidney Disease, [referenced through Elsevier Bibliographic Database, EMBASE/Excerpta Medica, MEDLINE] Associate Editor, 2006 to 2019, Guest Editor, 2011, 2012
- 4) Arquivos Brasileiros de Cardiologia, International Editorial Board, 2006 to present
- 5) Biocritique, Editorial Board, 2001 to 2013, www.biocritique.com
- 6) Blood Purification, Editorial Board 2018 to present
- 7) Cardiovascular Clinician, Editorial Board, 2011 to 2013, internet site, CARDIOVASCULARClinician.com™
- 8) Cardiovascular Diagnosis and Therapy (CDT), Editorial Board (Print ISSN: 2223-3652; Online ISSN: 2223-3660, 2012 to present
- 9) Cardiovascular Innovations and Applications (CVIA), Editorial Board 2015 to present
- 10) Cardiorenal Medicine, Associate Editor, 2016-2017, Editor-in-Chief 2018 to present
- 11) Circulation, Editorial Board, 2016 to present
- 12) Circulation Heart Failure, Editorial Board, 2008 to present, Associate Editor, 2008 to 2016, Guest Editor 2010, 2011, 2012
- 13) Clinical Exercise Physiology, Clinical Consultant to the Editorial Board, 1998-2002.
- 14) Cochrane Renal Group Module, 2008, Editorial Contributor, Centre for Kidney Research, The Children's Hospital at Westmead, Westmead NSW, Australia
- 15) Expert Review of Cardiovascular Therapy, Editorial Advisory Panel, 2002 to present, www.future-drugs.com
- 16) Journal of the American College of Cardiology, Editorial Consultant, 2003-present. "Elite Reviewer" Recognition, 2004, 2005, 2006, 2007, 2008, 2011, 2014, 2016 (DeMaria AN. The elite reviewer. J Am Coll Cardiol 2003;41(1):157-8.)
- 17) *Journal of Geriatric Cardiology,* Editorial Board Member, 2003-present. The Institute of Geriatric Cardiology, Chinese PLA Hospital, Beijing. [Joint China-U.S.A. publication]
- 18) Journal of Biorepository Science for Applied Medicine, Honorary Editorial Board, 2012 to 2018
- 19) *Journal of Clinical & Experimental Cardiology*, OMICS Publishing Group, Open Access, CrossRef, PubMed, DOAJ, Index Copernicus, Scientific Commons, EBSCO, 2010 to 2017
- 20) Journal of Diabetes & Metabolism, OMICS Publishing Group, Open Access, 2010 to 2017

- 21) *Journal of Interventional Cardiology,* "News and Views", Section Editor, 2000-2003. Editorial Board Member, 2003 to present
- *22) Journal of Nephrology and Therapeutics,* Editorial Board, OMICS Publishing Group, Editorial Board, 2010 to 2017
- 23) Reviews in Cardiovascular Medicine, MedReviews, LLC, www.medreviews.com "Cardiorenal Function," Section Editor, 2001-2002, Associate Editor, 2003-2009, Co-Editor, 2009 to present
- 24) The American College of Cardiology Foundation ACCEL Audio Journal, Editorial Board 2008 to present
- 25) The Open Atherosclerosis & Thrombosis Journal, [referenced through Bentham Open, PubMed, Google and Google Scholar] Editorial Board, 2008 to 2012
- 26) The Open Heart Failure Journal, [referenced through Bentham Open, PubMed, Google and Google Scholar] Editorial Board, 2008 to 2010
- 27) Therapy, [referenced through Elsevier Bibliographic Database, EMBASE/Excerpta Medica, MEDLINE], Editorial Board, 2008 to 2010

Manuscript Reviewer

- 1) Advances in Chronic Kidney Disease, 2004 to present (18)
- 2) Advances in Medical Sciences, 2012 to present (2)
- 3) Advances in Therapy, 2008 to present (1).
- 4) American Family Physician, 2004 to present (2)
- 5) American Journal of Cardiovascular Drugs, 2002 to present. (2)
- 6) American Heart Journal (AHJ), 1998 to present (22)
- 7) American Journal of Cardiology (AJC), 1999 to present (60)
- 8) American Journal of Human Biology, 2014 to present (1)
- 9) American Journal of Hypertension, 2011 to present (1)
- 10) American Journal of Kidney Diseases (AJKD), 2002 to present (30)
- 11) American Journal of Medicine (AJM), 1997 to present (7)
- 12) American Journal of the Medical Sciences (AJMS), 2006 to present (3)
- 13) American Journal of Nephrology, 2004 to present (24)
- 14) American Journal of Physiology: Renal Physiology, 2006 to present (2)
- 15) American Journal of Transplantation, 2004 to present (1)
- 16) Annals of Epidemiology, 2004 to present (1)
- 17) Annals of Internal Medicine, 2008 to present (3)
- 18) Annals of Noninvasive Electrocardiology, 2009 to present (1)
- 19) Antimicrobial Agents and Chemotherapy, 2020 to present (1)
- 20) Archives of Internal Medicine, 2004 to present (2)
- 21) Archives of Pathology and Laboratory Medicine, 2007 to present (1)
- 22) Arteriosclerosis, Thrombosis, and Vascular Biology, 2010 to present (2)
- 23) Autonomic Neuroscience: Basic and Clinical, 2007 to present (1)
- 24) BUMC Proceedings, 2012 to present (3)
- 25) Biochemia Medica, 2012 to present (1)
- 26) Biomed Central (BMC) Medical Imaging, 2010 to present (1)

- 27) Blood Purification, 2010 to present (2)
- 28) BMC Medicine, 2007 to present (1)
- 29) BMC Nephrology, 2011 to present (1)
- 30) BMJ Clinical Evidence, 2008 to present (1)
- 31) British Medical Journal (BMJ), 2009 to present (1)
- 32) Canadian Medical Association Journal (CMAJ), 2006 to present (3)
- 33) Cardiac Failure Review, 2015 to present (1)
- 34) Cardiology, 2007 to present (1)
- 35) Cardiorenal Medicine; 2013 to present (10)
- 36) Cardiovascular Innovations and Applications, 2016 to present (1)
- 37) Cardiovascular Therapeutics, 2010 to present (1)
- 38) Catheterization and Cardiovascular Interventions, 2000 to present (6)
- 39) Chest, 2000 to present (6)
- 40) Circulation, 1998 to present (100)
- 41) Circulation Cardiovascular Interventions, 2012 to present (1)
- 42) Circulation Cardiovascular Quality and Outcomes, 2010 to present (1)
- 43) Circulation Heart Failure, 2009 to present (4)
- 44) Circulation Imaging, 2012 to present (1)
- 45) Cleveland Clinic Journal of Medicine, 2008 to present (1)
- 46) Clinica Chimica Acta, 2013 (1)
- 47) Clinical Cardiology, 2001 (3)
- 48) Clinical Chemistry and Laboratory Medicine, 2010 to present (2)
- 49) Clinical Exercise Physiology, 2000-2002 (4)
- 50) Clinical Journal of the American Society of Nephrology 2008 to present (3)
- 51) Clinical Kidney Journal, 2012 to present (1)
- 52) Clinical Medicine and Research, 2008 to present (1)
- 53) Clinical Nephrology, 2008 to present (2)
- 54) Clinical Physiology and Functional Imaging, 2010 to present (1)
- 55) Clinical Researcher, 2002 to present (1)
- 56) *Clinics*, 2010 to present (1)
- 57) Cochrane Collaboration, 2009 to present (2)
- 58) Congestive Heart Failure, 2005 to present (4)
- 59) Coronary Artery Disease, 2005 to present (1)
- 60) Critical Care Medicine, 2008 to present (2)
- 61) Current Medical Research and Opinion, 2005 to present (1)
- 62) Diabetes Care, 2011 to present (2)
- 63) Diabetes and Vascular Disease Research, 2011 to present (1)
- 64) Diabetes, Obesity, and Metabolism, 2019 to present (1)
- 65) Diabetic Medicine, 2008 to present (1)
- 66) Drug Benefit Trends, 1999 (1)
- 67) Drugs, 2000 (2)
- 68) European Heart Journal, 1995 (12)
- 69) European Journal of Cardiovascular Prevention and Rehabilitation, 2006 (1)
- 70) European Journal of Heart Failure, 2012 (4)

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71) Expert Opinion on Pharmacotherapy, 2003 to present (3)
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- 72) Expert Opinion Therapeutic Patents, 2004 to present (1)
- 73) Expert Review of Cardiovascular Therapy, 2008 to present (2)
- 74) Global Heart, 2012 (1)
- 75) Heart, 2004 (2)
- 76) Heart and Vessels, 2007 (2)
- 77) Hemodialysis International 2013 (2)
- 78) Internal Medicine Journal (Australasia), 2009 to present (1)
- 79) International Journal of Infectious Diseases 2020 to present (2)
- 80) International Journal of Nephrology, 2010 to present (2)
- 81) Journal of Biomarkers, 2013 (1)
- 82) Journal of Geriatric Cardiology, 2017 (1)
- 83) International Journal of Infectious Diseases, 2021 to present (3)
- 84) Journal of Internal Medicine, 2009 to present (1)
- 85) Journal of Interventional Cardiology (JIC), 1996 to present (9)
- 86) Journal of the American College of Cardiology (JACC), 1998 to present (228)
- 87) Journal of the American College of Cardiology: Heart Failure (JACC Heart Fail), 2014 to present (12)
- 88) Journal of the American College of Cardiology: Imaging (JACC Imag), 2014 to present (6)
- 89) Journal of the American College of Cardiology: Interventions (JACC Interv), 2010 to present (10)
- 90) Journal of the American Medical Association (JAMA), 2002 to present (60)
- 91) Journal of the American Medical Association Cardiology (JAMA Cardiology), 2016 to present (20)
- 92) Journal of the American Society of Echocardiography (JASE), 2009 to present (1)
- 93) Journal of the American Society of Nephrology (JASN) 2005 to present (14)
- 94) Journal of Cardiac Failure, 2003 to present (10)
- 95) Journal of Clinical Outcomes Management, 2011 to present (1)
- 96) Journal of Critical Care, 2011, to present (1)
- 97) Journal of General Internal Medicine, 2008 to present (1)
- 98) Journal of Human Hypertension, 2010 to present (1)
- 99) Journal of Inherited Metabolic Disease, 2014 to present (2)
- 100) Journal of Lipid Research, 2010 to present (1)
- 101) Journal of Managed Care, 2004 to present (1)
- 102) Journal of Physiology and Pathophysiology, 2009 to present (1)
- 103) Kidney and High Blood Pressure Research, 2008 to present (1)
- 104) Kidney International, 2004 to present (8)
- 105) *Medical Science Monitor*, 2008 to present (1)
- 106) Medicine & Science in Sports and Exercise, 2005 to present (3)
- 107) Nature Clinical Practice Cardiovascular Medicine, 2004 to present (4)
- 108) Nature Clinical Practice Nephrology, 2008 to present (1)
- 109) Nature Reviews Nephrology, 2009 to present (3)
- 110) Nephron, 2005 to present (1)

- 111) Nephrology, 2009 to present (1)
- 112) Nephrology, Dialysis, and Transplantation, 2005 to present (7)
- 113) New England Journal of Medicine, 2006 to present (8)
- 114) Pharmacological Research (Italy), 1999 (1)
- 115) Pharmaceutical Sciences, 2011 (1)
- 116) *PLoS Medicine*, 2005 (1)
- 117) *PLOS ONE,* 2013 (1)
- 118) Prehospital Emergency Care, 2015 (1)
- 119) Preventive Medicine, 2008 (1)
- 120) Rejuvenation Research, 2007 (1)
- 121) Renal Failure, 2011 (2)
- 122) The Lancet, 1999 to present (11)
- 123) The Lancet Diabetes, 2013 to present (5)
- 124) The Lancet Global Health, 2015 to present (2)

Major Meeting Abstract Grader

- 1) ACC Scientific Sessions 2001 to present (10)
- 2) ACC I2 Summit, 2006 to present (2)
- 3) American Diabetes Association, 2008 to present (13)
- 4) AHA Scientific Sessions, 1997 to present (8)
- 5) American Medical Informatics Association, Annual Symposium, 1998-2001 (3)
- 6) International Academy of Cardiology World Congress on Heart Disease, Academy of Cardiology Annual Scientific Sessions—Mechanisms and Management, 2002-present (3)
- 7) Transcatheter Therapeutics (TCT), 2004 (1)

Grant Reviewer

- 1. National Medical Research Council, Singapore, 2003-2004
- 2. National Institutes of Health, National Institute of Diabetes and Digestive and Kidney Diseases, Special Emphasis Panel/Initial Review Group 2006/01 ZDK1 GRB-9, 2005
- 3. National Institutes of Health, National Institute of Diabetes and Digestive and Kidney Diseases, Special Emphasis Review Group, 1 R01 DK070033-01A2, 2006
- 4. National Institutes of Health, National Heart Lung and Blood Institute, Study Section, ZHL1 CSR-H (M1), March 6-7, 2006, Heart Failure Network
- 5. Diabetes UK, The British Diabetic Association, Macleod House, 10 Parkway, London NW1 7AA. December 24, 2008
- National Institutes of Health National Institute of Diabetes and Digestive and Kidney Diseases, Special Review Panel, Chronic Renal Insufficiency Cohort Study (CRIC) and A Prospective Cohort Study of Kidney Disease in Children (CKiD) Study, February 23-25, 2012, March 6, 2013
- 7. National Institutes of Health National Institute of Diabetes and Digestive and Kidney Diseases, Special Review Panel, ZDK1 GRB-7 (O3)S in response to PAR-DK-09-247: Ancillary

- Studies to Major Ongoing Clinical Research Studies to Advance Areas of Scientific Interest within the Mission of the NIDDK (R01), July 11, 2012
- 8. Alberta Innovates Health Solutions Collaborative Research & Innovation Opportunities (CRIO) Grant Review, September, 2012
- 9. Health Research Board of Ireland, Health Research Awards, 2013
- 10. National Institutes of Health National Institute of Diabetes and Digestive and Kidney Diseases 2017/01 ZRG1 DKUS-R (55) Study Section 2016

Guidelines Reviewer

- 1. Kidney Disease Improving Global Outcome (KDIGO) Guidelines Review
 - a. Prevention, Diagnosis, Evaluation and Treatment of Hepatitis C in Chronic Kidney Disease, Published April, 2008
 - b. Diagnosis, Evaluation, Prevention and Treatment of Chronic Kidney Disease related Mineral and Bone Disorders (CKD-MBD), Published August, 2009
 - c. Acute Kidney Injury (AKI), published March, 2012

CLINICAL TRIAL AND STUDY RESPONSIBILITIES

Overall Study Responsibilities: Steering and Executive Committees

- Study Principal Investigator, Medicine vs Angiography for Thrombolytic Exclusion Patients (M.A.T.E.), 1994-1997, (multicenter, U.S., randomized controlled trial [RCT]). Status: closed.
- 2) <u>Study Principal Investigator</u>, The <u>Re</u>source Utilization <u>A</u>mong <u>C</u>ongestive <u>H</u>eart <u>F</u>ailure Study (R.E.A.C.H.), 1998-2000, (single-center, prospective cohort study). Status: closed.
- 3) <u>Study Principal Investigator</u>, The <u>Asthma, Beta-Agonists, and Congestive Heart Failure Study,</u> (A.B.C.H.F.), 1998-1999, (single-center, case-control study). Status: closed.
- 4) <u>Study Co-Principal Investigator</u>, The <u>Prevention of Radiocontrast Induced Nephropathy Clinical Evaluation (P.R.I.N.C.E.) Study, 1995-1998, (single-center, RCT). Status: closed.</u>
- 5) <u>Study Co-Principal Investigator</u>, BNP Multinational Study, Principal Investigator, Alan Maisel, MD, Biosite Diagnostics, Inc., 2000-2006, (multicenter, international, prospective cohort study). Status: closed.
- 6) <u>Study Co-Investigator</u>, <u>Prophylactic Oral Amiodarone Compared to Placebo for Prevention of Atrial Fibrillation Following Coronary Artery Bypass Graft Surgery (P.A.P.A.C.A.B.G.), 1996-1998, (single-center, RCT). Status: closed.</u>

- 7) <u>Study Co-Investigator</u>, Rapid Early Bedside Markers of Myocardial Injury, 1998-1999, HFHS and Biosite Diagnostics, Inc. (prospective cohort study). Status: closed.
- 8) Member, Steering Committee, Clinical Study Protocol No. 2000-025: A Phase IIIb, Multicenter, Randomized, Double-Blind, Placebo-Controlled Study to Determine the Safety, Efficacy, and Tolerability of Fenoldopam Mesylate in Subjects Undergoing Interventional Cardiology Procedures (CONTRAST), William W. O'Neill, MD and Gregg Stone, MD, Co-Principal Investigators, Abbott Laboratories, Inc., 2000-2003 (multicenter, US, RCT). Status: closed.
- 9) <u>Chair, National Steering Committee</u>, Kidney Early Evaluation Program (KEEP) NKF, Member 2000-2005, Co-Chair 2005-2010, Chair 2010-present (multicenter, U.S., prospective cohort study). Annual budget ~\$1,325,198 (2009), ~\$1,233,832 (2010), ~\$1,614,953.00 (2011), ~\$989,500 (2012), ~\$1,217,000 (2013). Status: inactive.
- 10) Member, Steering Committee, Protocol No. 704.351 Evaluation of Synergy between Natrecor and Furosemide on Renal and Neurohormone Responses in Chronic Heart Failure: A Phase IV Study, Scios Inc., 2003-2005 (multicenter, U.S., randomized cross-over trial). Status: closed.
- 11) Member, Steering Committee, Protocol No. CCIB002FUS12. A Multicenter, Double-blind, Randomized, Parallel Group Study to Evaluate the Effects of Lotrel and Lotensin HCT on Microalbuminuria in Mild to Moderate Hypertensive Subjects with Type 2 Diabetes Mellitus, Novartis Pharmaceuticals, Inc., 2003-2006. Status: closed.
- 12) <u>Rotating Executive Committee Principal Investigator Member</u>, NIH HF-ACTION Trial (Exercise Training Program to Improve Clinical Outcomes in Individuals With Congestive Heart Failure), HL63747 01A2, 2006-2009. Principal Investigator, David Whellan, MD, status: closed.
- 13) Overall Study Principal Investigator, Neutrophil Gelatinase-Associated Lipocalin: A Novel Blood Marker for Risk of Developing Contrast Induced Nephropathy (ENCINO), multicenter, prospective, blinded cohort study, 2006-2009, status: closed.
- 14) Member, Steering Committee, VA NEPHRON-D: Diabetes iN Nephropathy Study, 2008 to 2013, trial stopped early for safety cardiovascular and acute kidney safety concerns in angiotensin converting enzyme inhibitor plus losartan arm, status: closed.
- 15) <u>Member, External Expert Panel,</u> National Institutes of Health, National Institute of Digestive and Diabetes and Kidney Diseases, Chronic Renal Insufficiency Cohort Study, status open, 2010 to present.
- 16) <u>Member, Optimal Medical Management Subcommittee,</u> National Institutes of Health, National Heart Lung and Blood Institute, International Study of Comparative Health

- Effectiveness with Medical and Invasive Approaches (ISCHEMIA), status: open, 2011 to present.
- 17) Member, Steering Committee, National Institutes of Health, National Heart Lung and Blood Institute, International Study of Comparative Health Effectiveness with Medical and Invasive Approaches (ISCHEMIA) in patients with Chronic Kidney Disease (ISCHEMIA-CKD), status: open, 2012 to present.
- 18) Member, Steering Committee, Thrasos Innovation, Inc, A Phase II Multi-Center, Parallel-Group, Randomized, Double Blind, Proof-of-Concept, Adaptive Study Investigating the Safety and Efficacy of THR-184 Administered via Intravenous Infusion in Patients at Increased Risk of Developing Cardiac Surgery Associated-Acute Kidney Injury (CSA-AKI), status: closed, 2012 to 2015.
- 19) Overall Principal Investigator, AbbVie, Inc, Clinical Study Protocol M13-796, A Phase 2b, Randomized, Double-Blind, Placebo-Controlled, Safety and Efficacy Trial of Multiple Dosing Regimens of ABT-719 for the Prevention of Acute Kidney Injury in Subjects Undergoing High Risk Cardiac Surgery, status: closed, 2013 to 2014.
- 20) Overall Principal Investigator, Bioporto, Inc, The NGAL Test™ As An Aid in the risk assessment for AKI stage II and III in an Intensive Care Population, status: open 2017 to present.
- 21) <u>Member, Global Expert Panel,</u> Novo Nordisk, Inc, A Research Study to See How Semaglutide Works Compared to Placebo in People With Type 2 Diabetes and Chronic Kidney Disease (FLOW), status: open.

Overall Study Responsibilities: Endpoint Committees

- 1) Member, Critical Endpoints Committee, <u>Treat Angina</u> with Aggrastat and Determine <u>Cost of Therapy</u> with an <u>Invasive or Conservative Strategy</u>, TACTICS-TIMI 18 (Protocol 019-00), 1998-2000, (multicenter, international, RCT). Status: closed
- 2) Member, Study Endpoints Committee, A Phase II, Escalation Trial of Vasoflux™ in Patients Undergoing Thrombolysis with Streptokinase for Acute Myocardial Infarction, Protocol CLN-P-V18-07001, Parexel International Corporation,1998, (multicenter, international, RCT). Status: closed
- 3) Member, Safety Endpoint Evaluation Committee, A Phase III, Single-Blind Controlled Study to Evaluate the Clinical Effects of a Hemoglobin-based Oxygen Carrier (HBOC-210) Given as a Transfusion Alternative in Patients Undergoing Orthopedic Surgery. (Protocol HEM-0115), Biopure Corporation with Quintiles, Inc., Clinical Event and Adjudication Services, 2000-2001. (multicenter, international, RCT). Status: closed

- 4) Member, Critical Endpoints Committee, Cerivastatin Heart Outcomes in Renal Disease: Understanding Survival (C.H.O.R.U.S.), Barry Brenner, MD and William F. Keane, MD, Co-Principal Investigators, Bayer Inc., 2000-2003 (multicenter, international, RCT). Status: study terminated early due to drug withdrawal from market
- 5) Member, Clinical Events Classification Committee, Correction of Hemoglobin and Outcomes in Renal Insufficiency (CHOIR), Ajay Singh, MD, Donal Reddan, MBBS, Principal Investigators, Ortho Biotech Inc., 2001-2004 (multicenter, international, RCT). Status: closed
- 6) Member, Critical Endpoint Committee, A Randomised, Double-blind, Parallel Group, Phase 3, Efficacy and Safety Study of AZD6140 (Ticagrelor) Compared with Clopidogrel for Prevention of Vascular Events in Patients with Non-ST or ST Elevation Acute Coronary Syndromes (ACS) [PLATO A Study of PLATelet inhibition and Patient Outcomes.], AstraZeneca, Inc., Duke Clinical Research Institute, 2008, status: closed
- 7) <u>Chair, Clinical Endpoints Committee,</u> Alere San Diego, Inc, Alere Prospective Blinded Study of a Novel Troponin Assay (PEARL), status: closed 2015
- 8) <u>Chair, Adjudication Committee</u>, Myeloperoxidase In the Diagnosis of Acute coronary Syndromes (MIDAS) study, Alere, Inc., status: closed 2012
- Independent Endpoint Adjudicator, BioPorto Diagnostics, The NGAL test as an aid for the Diagnosis of AKI in an Intensive Care Population, Code of the Study: KLIN 12-005, status closed, 2015
- 10) <u>Independent Endpoint Adjudicator</u>, Ischemix, Inc., Safety and Efficacy of CMX-2043 for Protection of the Heart and Kidneys in Subjects Undergoing Coronary Angiography (CARIN), status: closed 2016
- 11) <u>Chair, Data Adjudication Committee,</u> Estimating versus Measuring Plasma Volume and Kidney Function in Acute Decompensated Congestive Heart Failure, Eudra-CT Number 2018-002638-18, Sponsor: Charite-Unversitatsmedizin Berlin, FAST Biomedical, Inc, 2018-present

Overall Study Responsibilities: Data Safety Monitoring Committees

- Member, External Advisory Committee/Data Safety Monitoring Board, National Institutes of Health, National Institute of Diabetes and Digestive and Kidney Diseases, Polycystic Kidney Disease (PKD) Clinical Trials Network HALT-PKD Trial, Robert Schrier, MD, Principal Investigator, Committee Chair: William Henrich, MD, 2004-2008, Data Safety Monitoring Board, status: closed 2014
- 2) <u>Chairman, Data Safety Monitoring Committee</u>, Clinical Trials Program CS0011-A-U301, Daiichi Sankyo Pharma Development (DSPD) CS-011, Seven Core Trials of Rivoglitazone in Type 2 Diabetes: 1) A 26-week placebo-controlled trial of 1.0 and 1.5 mg rivoglitazone vs.

45 mg pioglitazone, as monotherapy in type 2 diabetics (CS0011-A-U301); 2) A 26-week placebo-controlled trial of 0.5, 1.0 and 1.5 mg rivoglitazone vs. 15, 30 and 45 mg pioglitazone, as monotherapy in type 2 diabetics (CS0011-A-U302); 3) A 26-week placebo-controlled trial of 1.0 and 1.5 mg rivoglitazone vs. 45 mg pioglitazone, in type 2 diabetics on metformin therapy, followed by a 26-week pioglitazone-controlled continuation period (CS0011-A-U303); 4) A 26-week placebo-controlled trial of 0.5 and 1.0 rivoglitazone vs. 30 mg pioglitazone, in type 2 diabetics on sulfonylureas therapy, followed by a 26-week pioglitazone-controlled continuation period (CS0011-A-U304); 5) A 26-week placebo-controlled trial of 0.5 and 1.0 mg rivoglitazone vs. 15 mg pioglitazone in type 2 diabetics on insulin therapy (CS0011-A-U305); 6) A long-term (12-24 months) randomized, general efficacy and safety study of rivoglitazone vs. pioglitazone, as monotherapy or add-on therapy, in type 2 diabetics (CS0011-A-U306); 7) A 26-week placebo-controlled trial of rivoglitazone and metformin, in type 2 diabetics (CS0011-A-U307), USFDA Special Protocol Assessment Agreement granted, status: closed, 2009 trials program terminated

- 3) Member, Data Safety Monitoring Committee, A Multicenter, Randomized, Double-Blind, Placebo-Controlled Study to Evaluate Cardiovascular Outcomes Following Treatment with Alogliptin in Addition to Standard of Care in Subjects with Type 2 Diabetes and Acute Coronary Syndrome SYR322_402, EXAMINE Trial Takeda Global Research and Development Center, Inc. (US) Takeda Global Research and Development Centre, Ltd. (Europe), status: 2009 trial stopped early for non-inferiority but futility on superiority outcome
- 4) Chair, Data Safety Monitoring Committee, Protocol D9120C00019, A randomised, double-blind, placebo controlled, multi-centre phase IIb dose finding study to assess the effect on GERD symptoms, safety and tolerability during four weeks treatment with AZD3355 in doses 60 mg, 120 mg, 180 mg and 240 mg bid as add-on treatment to a PPI in patients with GERD that are partial responders to PPI treatment, AstraZeneca, status: closed 2009, trials program terminated for safety
- 5) Member, Data Safety Monitoring Committee, Protocols: AMAG-FER-IDA-301, A Phase III, Randomized, Double-Blind, Placebo-Controlled Trial of Ferumoxytol for the Treatment of Iron Deficiency Anemia, Protocol: AMAG-FER-IDA-302, A Phase III, Randomized, Open-Label, Active Controlled Trial Comparing Ferumoxytol with Iron Sucrose for the Treatment of Iron Deficiency Anemia, Protocol: AMAG-FER-IDA-303, A Phase III, Open-Label Extension, Trial of the Safety and Efficacy of Ferumoxytol for the Episodic Treatment of Iron Deficiency Anemia, AMAG Pharmaceuticals, Inc., status: closed 2010, trial completed in 2013 without safety concerns
- 6) <u>Chair, Independent Data Monitoring Committee</u>, Protocol 402-C-0903 Bardoxolone Methyl Evaluation in Patients with Chronic Kidney Disease and Type 2 Diabetes: the Occurrence of Renal Events (BEACON), Reata Pharmaceuticals, Inc., status: trial stopped in 2012 early for cardiovascular and mortality safety concerns

- 7) Member, Independent Safety Council, Affymax Inc and Takeda Pharmaceutical Co., Omontys (peginesatide), status: closed, post-marketing surveillance led to voluntary drug withdrawal from market in 2013 for serious and fatal allergic reactions
- 8) <u>Chair, Independent Data Monitoring Committee</u>, AbbVie, Inc, Clinical Study Protocol M11-352 A Randomized, Multicountry, Multicenter, Double Blind, Parallel, Placebo-Controlled Study of the Effects of Atrasentan on Renal Outcomes in Subjects with Type 2 Diabetes and Nephropathy SONAR: Study Of Diabetic Nephropathy with Atrasentan, status closed 2018
- 9) <u>Chair, Independent Data Monitoring Committee,</u> AbbVie, Inc., Clinical Study Protocol M13-958 A Phase 2b, Randomized, Double-Blind, Placebo-Controlled, Safety and Efficacy Trial of Multiple Dosing Regimens of ABT-719 for the Prevention of Acute Kidney Injury in Subjects Undergoing High Risk Major Surgery, status: closed 2015
- 10) Member, Data Monitoring Committee, Akebia Therapeutics, Inc., AKB-6548-CI-0007, Phase 2b Randomized, Double-Blind, Placebo-Controlled Study to Assess the Pharmacodynamic Response, Safety, and Tolerability to 20 Weeks of Oral Dosing of AKB-6548 in Subjects with Anemia Secondary to Chronic Kidney Disease (CKD), GFR Categories G3a-G5 (Stages 3, 4, and 5) (Pre-Dialysis), status: closed 2015
- 11) Member, Study Monitoring Team, Akebia Therapeutics, Inc., AKB-6548-CI-0011, Phase 2a Open-Label Study to Assess the Efficacy, Safety, and Tolerability of AKB-6548 in Subjects with Anemia Secondary to End Stage Renal Disease (ESRD), Undergoing Chronic Hemodialysis, status: closed 2016
- 12) Member, Data Monitoring Committee, Merck, Inc., Pfizer, Inc, Clinical Trials Program, Ertugliflozin (MK-8835/PF-04971729) Phase 2 and Phase 3 Development Program, status closed, 2012 to 2020
- 13) Member, Steering Committee, Medtronic, Inc., Monitoring in Dialysis, status: closed 2016
- 14) <u>Member, Data Safety and Monitoring Board</u>, St. Jude Medical, EnligHTN IV Multi-center, randomized, single-blind, sham controlled clinical investigation of renal denervation for uncontrolled hypertension, status: 2013 trial terminated before recruitment started
- 15) <u>Chair, Data Safety Monitoring Board</u>, Neumedicines, Inc., A Phase 2, Single-Dose, Randomized, Double-Blind, Placebo-Controlled Study to Evaluate the Safety, Tolerability, Pharmacokinetics, and Pharmacodynamics of HemaMax[™] (rHulL-12) in Healthy Subjects, status: closed 2016
- 16) <u>Chair, Data Safety Monitoring Board, Reata Pharmaceuticals, Inc.</u>, A Phase 2 Study of the Safety, Efficacy, and Pharmacodynamics of RTA 408 in the Treatment of Friedreich's Ataxia, 2014 to 2019, status: closed

- 17) <u>Chair, Data Safety Monitoring Board, Reata Pharmaceuticals, Inc.</u>, A Phase 2 Study of the Safety, Efficacy, and Pharmacodynamics of RTA 408 in the Treatment of Mitochondrial Myopathy, 2015 to 2019, status: closed
- 18) Member, Patient Safety Review Committee, Reata Pharmaceuticals, Inc, A dose-ranging study of the efficacy and safety of Bardoxolone Methyl in patients with pulmonary arterial hypertension (402-C-1302), 2014 to 2018, status: closed
- 19) <u>Chair, Data Safety Monitoring Board, Reata Pharmaceuticals, Inc.</u>, A Study of the Efficacy and Safety of Bardoxolone Methyl in Patients with Connective Tissue Disease-Associated Pulmonary Arterial Hypertension (CATALYST), 2016 to present, status: closed
- 20) <u>Chair, Data Safety Monitoring Board, Reata Pharmaceuticals, Inc.</u>, A Phase 2/3 of Efficacy and Safety of Bardoxolone Methyl in Patients with Alport Syndrome (CARDINAL), 2017 to present, status: closed
- 21) <u>Chair, Data Safety Monitoring Board, Sanfit, Inc.</u>, A double-blind, randomised, placebo-controlled study to assess the effect of SNF472 on progression of cardiovascular calcification on top of standard of care in end-stage-renal-disease (ESRD) patients on haemodialysis (HD) SNFCT2015-05, 2017 to 2019, status: closed
- 22) <u>Chair, Data Monitoring Committee, Renew Research, KAI Research</u>, A Randomized Pivotal Study of RenewTM NCP-5 for the Treatment of Mild Cognitive Impairment due to Alzheimer's Disease or Mild Dementia of the Alzheimer's Type, 2018 to present, status: closed
- 23) <u>Chair, Data Safety Monitoring Committee, Sanofi, Inc.</u> Multicenter, randomized, double-blind, placebo-controlled two stage study to characterize the efficacy, safety, tolerability and pharmacokinetics of GZ/SAR402671 in patients at risk of rapidly progressive Autosomal Dominant Polycystic Kidney Disease (ADPKD) STUDY NUMBER: EFC15392 STUDY NAME: SAVE-PKD COMPOUND: GZ/SAR402671, 2018 to present, status: open
- 24) <u>Chair, Data Safety Monitoring Board, National Institutes of Health, National Heart, Lung and Blood Institute R34 NHLBI Clinical Trial Pilot Studies (R34) Reducing Arrhythmia in Dialysis by Adjusting the Rx Electrolytes/Ultrafiltration (RADAR), David Charytan, MD, PI, 2019 to present, status: open</u>
- 25) <u>Chair, Data Safety Monitoring Board</u>, GZ402671 EFC15392 Multicenter, randomized, double-blind, placebo-controlled two stage study to characterize the efficacy, safety, tolerability and pharmacokinetics of GZ/SAR402671 in patients at risk of rapidly progressive Autosomal Dominant Polycystic Kidney Disease (ADPKD), Sanofi, status: open
- 26) <u>Chair, Data Safety Monitoring Board</u>, MEDI3506, Trials Portfolio, D9182C00001 A Phase 2 Randomized, Double-blinded, Placebo-controlled Study to Evaluate the Efficacy and Safety

of MEDI3506 in Adult Subjects with Moderate-to-severe Atopic Dermatitis; D9181C00001 A Phase II, Randomised, Double-blind, Placebo-controlled Study to Assess the Efficacy and Safety of MEDI3506 in Adult Participants with Uncontrolled Moderate-to-severe Asthma; D9180C00002 A Phase II, Randomized, Double-blind, Placebo-controlled Study to Assess the Efficacy, Safety and Tolerability of MEDI3506 in Participants with Moderate to Severe Chronic Obstructive Pulmonary Disease and Chronic Bronchitis (FRONTIER 4); D9183C00001 A Phase 2b Randomized, Double-blind, Placebo-controlled, Study to Evaluate the Efficacy and Safety of MEDI3506 in Subjects with Diabetic Kidney Disease, Axio Inc, A Cytel Company, status: open

GRANT AWARDS

Original Research Grants

- G1)London JF (PI), Bis KG, Juni JE, Wilke N, DiCarli MF, Shetty AN, **McCullough PA**, Timmis GC. Magnetic Resonance vs. Positron Emission Tomography for the Detection of Myocardial Viability. Bracco Diagnostics Inc./SCA&I Grant, \$25,000 (WBH RC-453), 1997-98. Additional WBH Research Institute Mini-grant, \$5,000 (WBH Grant #RC-748). Level of involvement: author of the variable definitions, endpoints, and data analysis sections, 0% FTE. Status: closed 1998
- G2)McCullough PA (PI), Shah S, Noor H, Marks KR, McCabe KB, Zong L, McCord J, Khoury N, Ulcickas-Yood M, Ward RE. Diagnostic Accuracy of an Emergency Department Clinical Decision Unit in the Evaluation of Chest Pain. HFHS Small Projects Fund \$10,000 (HFHS Grant #A30785), 0% FTE. Status: closed 1997
- G3)Keteyian SJ (Co-PI), **McCullough PA** (Co-PI), Brawner CA, Rosman HS, Stein P, Weaver WD. A Prospective Study of Case Identification and Triage of Patients Eligible for Cardiac Rehabilitation. Merck & Co., U.S. Human Health, \$30,000 (HFHS Grant #E18037), 3% FTE. Status: closed 1998
- G4)McCullough PA. Novel Methods for Identifying High-Risk Patients for Subsequent Cardiovascular Events. Merck & Co., U.S. Human Health, \$20,000 (HFHS Grant #M1060), 0% FTE. Status: closed 1998
- G5)**McCullough PA.** Cardiovascular Informatics Development Award. Pfizer, Inc., \$10,000 (HFHS Grant #E60022), 0% FTE. Status: closed 1998
- G6)McCullough PA, Yee J, Soman S, Sallach J, Borzak S, Foreback C, Monaghan K, Tisdale JE, Bailey E, Bola P, Chase G, Marks KR, Weaver WD. A Prospective Dose-Ranging Trial of Folic Acid to Reduce Total Homocyst(e)ine Levels in Patients with End-Stage Renal Disease Undergoing Hemodialysis. HFHS Project Development Fund \$10,000 (HFHS Grant #A20003), 0% FTE. Status: closed 1999

- G7) McCullough PA. NuStep Recumbent Cross Trainer Product Development Pilot Study, NuStep, Inc., (single center, prospective pilot study), \$12,500.00, (WBH Grant #RC- 08-94847). Status: closed 2005
- G8)McCullough PA, Secondary Analyses from the PRINCE Trial, (single center data analysis), \$20,000, PLC Medical, Inc., (WBH #RC 08-94851) Status: closed 2005
- G9)McCullough PA, Sullivan RA. A Systematic Review of Vascular Calcification in Patients with Chronic Kidney Disease and End-Stage Renal Disease, 2002-2003, Braintree Labs, Inc., \$40,000, 25% FTE (WBH Grant #RC 08-94833) Status: closed 2003
- G10) Pasas SA, Davies MI, **McCullough PA.** Determination of Protein-bound Homocysteine in Human Plasma using Capillary Electrophoresis with Electrochemical Detection in Patients with Chronic Kidney Disease, 2003-2004, AHA Predoctoral Fellowship Program (Pasas), \$38,000, 15% FTE (UMKC Grant #). Status: closed 2003
- G11) Collins AC, Gladstone E, Robitscher JW, **McCullough PA**, Klag M, Narva A, Gilberston D for the NKF. Demonstration project: state-based screening for chronic kidney disease. Response to CDC-RFA-DP06-004, demonstration project for identifying individuals at highrisk for CKD in the US. Centers for Disease Control, \$1,199,609, 12% FTE Status: closed 2007
- G12) McCullough PA, Principal Investigator. Neutrophil Gelatinase-Associated Lipocalin (NGAL): A Novel Blood Marker for Risk of Developing Contrast-Induced Nephropathy (ENCINO). Biosite/Inovise, Inc., \$229,000.00 (WBH #RC-94862), 0% FTE Status: closed 2009
- G13) Agrawal V, Barnes M, **McCullough PA.** Evaluation of CKD awareness in medical residents. WBH intramural mini-grant R/C# 98662, \$10,000.00, 0% FTE Status: closed 2008
- G14) McCullough PA, overall Principal Investigator transferred to Zalesin K. FDA Investigational New Drug Exemption (INDE) #060672. A Prospective, Randomized, Placebo-Controlled, Parallel-Group, Pilot Trial of Paricalcitol in the Treatment of Hyperparathyroidism in Patients after Roux-en-Y Gastric Bypass Surgery with Chronic Kidney Disease, Abbott Laboratories, Inc., \$496,600.00 (WBH #RC-90290), 0% FTE Status: closed 2009
- G15) McCullough PA, overall Principal Investigator transferred to Miller WM, FDA INDE #107750. Investigator Initiated Study. A Prospective, Double-Blind, Randomized, Parallel Group, Placebo-Controlled Trial of Aliskiren versus Placebo in Non-Diabetic, Normotensive Obese Patients with Microalbuminuria, Novartis, Inc., \$339,400.00 (WBH #RC-90345), Status: closed 2010

- G16) McCullough PA, overall Principal Investigator. Investigator Initiated Study, FDA Investigational New Drug (IND) #74707. A Phase 2, randomized, double-blind, placebocontrolled trial, to assess the efficacy and safety of deferiprone in the reduction of markers of contrast-induced acute oxidative kidney injury. Cormedix, Inc, \$857,745 (includes \$101,442 for Beaumont Research Coordinating Center). Study centers included Providence Hospital and Medical Center Southfield, St. John Hospital and Medical Center, Detroit, Northern Michigan Hospitals, Petoskey, MI, St. Vincent's Hospital, Indianapolis, IN, Fairfield Cardiac Cath Labs, LLC, Fairfield, OH, Oklahoma Heart Hospital, Oklahoma City, OK, Ohio Health Research Institute, Columbus, OH, Mercy St. Vincent Hospital, Toledo, OH, Status: closed 2011
- G17) McCullough PA, overall study Principal Investigator, A Prospective Randomized Parallel-Group Controlled Trial of Multiple Blood Biomarkers in the Personalized Management of Chronic Heart Failure, Baylor IRB 014-252, Baylor Foundation, 2014, \$78,639.20, status: closed 2016.
- G18) McCullough PA, overall study Principal Investigator, Baylor Hypertrophic Cardiomyopathy Program Development Project: Time-resolved, 3D phase contrast magnetic resonance imaging (MRI) (4D Flow) and Advanced Strain Rate Echocardiography in Patients with Hypertrophic Cardiomyopathy, Baylor IRB 014-175, Baylor Foundation, 2014, \$100,000.00, status: open
- G19) McCullough PA, overall study Principal Investigator, Preventive Cardiology Registry: Role of Proprotein Convertase Subtilisin/kexin type 9 (PCSK9) and Other Catabolic Determinants in Hypercholesterolemia in Patients with Suspected Heterozygous Familial Hypercholesterolemia Baylor IRB 014-122, Baylor Foundation, \$3,100.00, status: closed 2014
- G20) McCullough PA, overall study Principal Investigator and Study Chairman, Investigator Initiated Trial, "A Prospective, Double-blind, Placebo Controlled, Parallel Group, Randomized Trial of Extended Release Exenatide versus Placebo in Diabetic Patients with Type 4 Cardiorenal Syndrome: EXTEND-CRS", D5551L00004/ISSEXEN0013, FDA IND 123200, Baylor IRB 014-149, AstraZeneca, 2014, \$1,597,901.93, status: open
- G21) McCullough PA, overall study Principal Investigator, Iso-osmolar Contrast and the Timing of Coronary Angiography in the Multivariate Risk for Cardiac Surgery Associated with Acute Kidney Injury and Major Adverse Renal and Cardiac Events (MARCE), Baylor IRB 014-096, GE Healthcare, Inc, 2015, \$145,885.00, status open
- G22) McCullough PA, overall study Principal Investigator, Timing of coronary angiography and multivariate risk for cardiac surgery associated acute kidney injury and major adverse renal and cardiac events (MARCE), Baylor IRB 014-096, Baylor Foundation, \$8,100.00, status: closed 2016

- G23) Mendez J, **McCullough PA**, et al, co-investigator, Assessment of Multiple Blood Biomarkers in Patients with Advanced Heart Failure Undergoing Evaluation for Cardiac Transplantation and Mechanical Circulatory Support, Baylor IRB 014-300, Critical Diagnostics, Inc, \$10,400.00, status: closed 2016
- G24) Bottiglieri, T, **McCullough PA**, et al, co-investigator, Urinary 11dhTxB2 response to acetylsalicylic acid (aspirin) in cardiovascular disease progression and adverse outcomes, Baylor IRB 008-230, Corgenix, Inc., \$99,087.00, status: closed 2016
- G25) Schussler JM, Vasudevan A, **McCullough PA**, co-investigator, Clinical outcomes and metabolomic and damage associated molecular patterns of acute kidney injury in patients undergoing percutaneous coronary intervention via the radial versus femoral artery approach, Baylor IRB 014-299, Baylor Health Care System Foundation, \$61,416.00, status: closed 2018
- G26) Tecson K, **McCullough PA**, coinvestigator, Contribution of Chronic Kidney Disease and Acute Kidney Injury to Heart Failure Outcomes, Baylor IRB 015-296, Baylor Health Care System Foundation, \$43,424.60, status: open
- G27) Vasudevan A, **McCullough PA**, coinvestigator, Burden of Cardiovascular Events Follow Percutaneous Coronary Intervention, Baylor IRB 015-297, Baylor Health Care System Foundation, \$40,000.00, status: closed 2018
- G28) Tecson, K, McCullough PA, Therapeutic Intensity of Lipid Lowering Therapy in Response to Recurrent Cardiovascular Events, Baylor IRB 017-106, Amgen, Inc., \$249,990.00 status: open
- G29) **McCullough PA**, Principal Investigator, A Case Finding Study of Familial Chylomicronemia, Akcea Pharmaceuticals, \$10,000.00, status: closed 2017
- G30) McCullough PA, Bottiglieri T, Tecson K. Baylor Foundation \$49,923.80. Identifying metabolomic profiles among genetically confirmed familial hypercholesterolemia, dyslipidemia without familial hypercholesterolemia, and healthy controls, status start-up 2019

Site Principal Investigator Contracts

- G1)Jafri S, **McCullough PA**, and the WATCH Investigators. Warfarin and Antiplatelet Therapy in Chronic Heart Failure, (W.A.T.C.H.) Field Center, Veterans Administration Cooperative Studies Program and Sanofi Pharmaceuticals, \$36,000.00 (HFHS Grant #B51008) status: closed 2000
- G2)Jafri S, **McCullough PA**, and the CHARM Investigators. <u>Candesartan Cilexetil</u> (Candesartan) in Heart Failure Assessment of Reduction in Mortality and Morbidity (C.H.A.R.M.) Field

- Center, 1999-2000, Astra Pharmaceuticals, \$56,000.00 (HFHS Grant #E09045) status: closed 2000
- G3)Schuger C, **McCullough PA**, and the MADIT Investigators. <u>Multicenter Automatic</u>
 <u>Defibrillator Implantation Trial II (M.A.D.I.T.-II), Guidant Corporation/Cardiac Pacemakers (CPI), \$96,000 (HFHS Grant #G10087) status: closed 2000</u>
- G4)Schuger C, McCullough PA, and the MIRACLE Investigators. Multicenter InSync Randomized Clinical Evaluation (M.I.R.A.C.L.E.), Medtronic Inc., \$195,000, (HFHS Grant #G12006) status: closed 2000
- G5)**McCullough PA,** Shetty A, Soman S and the CHORUS Investigators. Cerivastatin Heart Outcomes in Renal Disease: Understanding Survival (C.H.O.R.U.S.), Barry Brenner, MD and William F. Keane, MD, Co-Principal Investigators, Bayer Inc., 2000-2003 (RCT), Clinical Site Contract, Bayer Pharmaceuticals, \$266,875.00 10% FTE (HFHS Grant #E05046) status: closed 2000
- G6)McCullough PA, Manley HJ and the CHORUS Investigators. Cerivastatin Heart Outcomes in Renal Disease: Understanding Survival (C.H.O.R.U.S.), Barry Brenner, MD and William F. Keane, MD, Co-Principal Investigators, Bayer Inc., 2000-2003 (RCT), Clinical Site Contract, Bayer Pharmaceuticals, \$279,000 10% FTE (UMKC Grant #E05046) status: closed 2001
- G7)Nowak R, McCord J, **McCullough PA** and the BNP Investigators. Breathing Not Properly Study (B.N.P. Multinational Study), Alan Maisel, MD, and Peter A. McCullough, MD, MPH, Co-Principal Investigators, Biosite Diagnostics, Inc., (prospective cohort study) Field Center Contract, Biosite Diagnostics, Inc., \$180,000.00 (HFHS Site), \$500,000.00, 0% FTE (HFHS Grant #E03005) status: closed 2001
- G8)Ehrman JK, **McCullough PA.** A Prospective Randomized Trial of a Personal Health Assistant in the Secondary Prevention of Heart Disease. Merck, Inc., \$220,961.00, 7% FTE (HFHS Grant #E41010) status: closed 2002
- G9) McCullough PA and the CORC Investigators. Kansas City Cardiomyopathy Questionnaire Interpretability Study, John A. Spertus, MD, MPH, Principal Investigator, Cardiovascular Outcomes Research Consortium (C.O.R.C.), 2001 (multicenter, U.S., prospective cohort study), \$21,400.00, status: closed 2002
- G10) McCullough PA, Rutherford BD, and the OAT Investigators. Occluded Artery Trial, Judith Hochman, MD, and Gervasio Lamas, MD, Co-Principal Investigators, National Institutes of Health, National Heart Lung and Blood Institute, \$54,000.00. 0% FTE (UMKC Grant #K531122) status: closed 2002

- G11) McCullough PA site Principal Investigator and National Executive Committee
 Member. Rapid Emergency Department Heart Failure Outpatient Trial, Biosite Diagnostics,
 \$21,000. 0% FTE (UMKC Grant #K531130) status: closed 2002
- G12) McCullough PA site Principal Investigator. African-American Heart Failure Trial (AHEFT). A Placebo-Controlled Trial of BiDil added to Standard Therapy in African American Patients with Heart Failure, NitroMed, Inc., \$20,000.00 (UMKC Proposal #9722, TMC Grant #261231) status: closed 2002
- G13) McCullough PA and the IMAGING Investigators for Cardiology Clinical Studies, LLC. Investigation of Myocardial Gated SPECT Imaging as Initial Strategy in Heart Failure: The IMAGING in Heart Failure Trial, Dupont Pharmaceuticals Inc., \$20,000.00 (UMKC Proposal #9825, UMKC Grant #KG001278) status: closed 2002
- McCullough PA, site Principal Investigator, and Ad Hoc Executive Committee Member. Heart Failure and a Controlled Trial Investigating Outcomes of Exercise Training. National Institutes of Health, National Heart, Lung, and Blood Institute, subcontracted through the Duke Clinical Research Institute, \$665,000, (NIH Grant #1 U01 HL63747 01A2, WBH Grant # RC 08-94837, Site #301) status: closed 2005
- G15) McCullough PA, site Principal Investigator, and Executive Committee Member. Protocol No. 704.351 Evaluation of Synergy between Natrecor and Furosemide on Renal and Neurohormone Responses in Chronic Heart Failure: A Phase IV Study, Scios Inc., 2003 (multicenter, U.S., randomized cross-over trial), \$105,447.50, (WBH Grant # RC 08-94836) status: closed 2005
- G16) McCullough PA, site Principal Investigator and National Co-Principal Investigator. Protocol No. CCIB002FUS12. A Multicenter, Double-blind, Randomized, Parallel Group Study to Evaluate the Effects of Lotrel and Lotensin HCT on Microalbuminuria in Mild to Moderate Hypertensive Subjects with Type 2 Diabetes Mellitus, Novartis Inc., (multicenter, U.S., randomized trial), \$63,649.90, (WBH Grant #RC 08-94838) status: closed 2006
- G17) McCullough PA, and the ACCOMPLISH Investigators. Protocol No. CCIB002.12301. Avoiding Cardiovascular Events through Combination Therapy in Patients Living with Systolic Hypertension, Novartis, Inc., 2003 (multicenter, multinational, randomized trial) \$159,241.00, (WBH Grant #RC 08-94844) status: closed 2006
- G18) McCullough PA, site Principal Investigator. Efficacy of Vasopressin Antagonism in Heart Failure: Outcome Study with Tolvaptan, Protocol #156-03-236, IND #50,533, Otsuka Maryland Research Institute, (multicenter, international, randomized trial), \$210,750.00, (WBH Grant #RC 08-94842 changed to #RC 08-94849) status: closed 2005
- G19) **McCullough PA,** site Principal Investigator. A Multicenter, Double-Blind, Randomized, Parallel Group, 6-week Study to Evaluate the Efficacy and Safety of

- Ezetimibe/Simvastatin Combination versus Atorvastatin in Patients with Hypercholesterolemia, Protocol #051/EZT544, Merck, Inc., (multicenter, U.S., randomized trial), \$18,840.00, (WBH Grant #RC 08-94843) status: closed 2006
- G20) McCullough PA, site Principal Investigator, A multicenter, double-bind randomized, parallel-group study to compare the effect of 24 weeks treatment with LAF237 (50 mg qd or bid) to placebo as add-on therapy in patients with type 2 diabetes inadequately controlled with metformin monotherapy. Novartis Pharmaceuticals, Inc., (multicenter, U.S., randomized trial), \$30,700.00, (WBH Grant #RC 08-94845) status: closed 2007
- G21) McCullough PA, site Principal Investigator. A multicenter, double-bind randomized, parallel-group study to compare the effect of 24 weeks treatment with LAF237 (50 mg qd or bid) to placebo as add-on therapy to pioglitazone 45 mg qd in patients with type 2 diabetes inadequately controlled with thiazolidinediones monotherapy. Novartis Pharmaceuticals, Inc., (multicenter, U.S., phase III randomized trial) \$30,700.00, (WBH Grant #RC 08-94846) status: closed 2006
- G22) **McCullough PA,** site Principal Investigator. An 8-week, randomized, double-blind, parallel group, multicenter placebo and active controlled disease escalation study to evaluate the safety and efficacy of aliskiren in patients with hypertension, \$47,100.00 (WBH #RC 08- 94852) status: closed 2007
- G23) McCullough PA, site Principal Investigator. A randomized, double-blind study to compare the durability of glucose lowering and preservation of pancreatic beta-cell function of rosiglitazone monotherapy compared to metformin or glyburide/glibenclamide in patients with drug naïve, recently diagnosed type 2 diabetes, \$140,100.00, Novartis Pharmaceuticals (WBH #RC 08-94849) status: closed 2008
- G24) **McCullough PA**, site Principal Investigator. A multicenter, randomized, double-blind factorial study of the co-administration of MK-0431 and metformin in patients with type 2 diabetes who have inadequate glycemic control, \$36,735.00, Merck Research Laboratories (WBH #RC 08-94853) status: closed 2008
- G25) McCullough PA, site Principal Investigator. Multicenter, Randomized, Double-Blind Study to Evaluate the Efficacy & Safety of Ezetimibe/Simvastatin and Niacin Co-Administered in Patients with type IIa or Type IIb Hyperlipidemia, \$46,960.00, Merck Research Laboratories, MRK-091, (WBH #RC 08-94854) status: closed 2008
- G26) McCullough PA, site Principal Investigator. A Multi-Center, Randomized, Double-Blind, factorial Design study to evaluate the lipid-altering efficacy & safety of MK-0524B Combination Tablet in Patients with Primary Hypercholesterolemia or Mixed Hyperlipidemia \$40,849.00, Merck Research Laboratories, MRK-022. (WBH #RC 08-94855) status: closed 2007

- G27) McCullough PA, site investigator. An 8-week, multicenter, randomized, double-blind, parallel-group study to evaluate the efficacy and safety of the combination of valsartan/HCTZ/amlodipine compared to valsartan/HCTZ, valsartan/amlodipine, and HCTZ/amlodipine in patients with moderate to severe hypertension, \$43,500.00, Novartis Pharmaceuticals (WBH #RC 08-94857) status: closed 2007
- G28) McCullough PA, site Principal Investigator. A multicenter randomized, double-blind parallel arm, 6-week study to evaluate the efficacy and safety of ezetimibe/simvastatin versus atorvastatin in patients with metabolic syndrome and hypercholesterolemia at high risk for coronary heart disease, \$32,010.00. Merck Research Laboratories (WBH #RC 08-94861) status: closed 2008
- G29) **McCullough PA,** site Principal Investigator. A multicenter, randomized, double-blind study to evaluate the safety and efficacy of the initial therapy with coadministration of sitagliptin and pioglitazone in patients with type 2 diabetes mellitus, \$24,036.00, Merck Research Laboratories, MRK-064 (WBH #RC 08-94860) status: closed 2008
- G30) Dixon, SD, site PI, **McCullough PA**, Multinational Executive Committee. RENAL GUARD Pilot Trial. PLC Medical Systems, \$37,610.00 (WBH #RC- 90771) status: closed 2008
- G31) McCullough, PA, site Principal Investigator, A multi-center, randomized, double-blind, placebo and active controlled, parallel group, dose range study to evaluate the efficacy and safety of LCZ696 comparatively to valsartan, and to evaluate AHU377 to placebo after 8-week treatment in patients with essential hypertension. Novartis, Inc., \$31,965.28. (WBH #RC-94863) status: closed 2008
- G32) **McCullough PA,** site Principal Investigator. Paricalcitol capsules benefits in renal failure induced cardiac morbidity in subjects with chronic kidney disease stage 3b/4, (PRIMO Abbott Laboratories, ABT-M-10-030, \$157,992.00, (WBH #RC-94864) status: closed 2008
- G33) McCullough PA, site Principal Investigator. A randomized, double-blind, parallel group study to evaluate the effects of high-dose statin therapy on fluorodeoxyglucose (FDG) uptake in arteries of patients with atherosclerotic vascular disease. Merck Research Laboratories, MRK-081, \$86,994.00 (WBH #RC 08-90223) status: closed 2008
- G34) **McCullough PA,** site Principal Investigator. Patient registry for the Liposorber LA-15 system. Kaneka, Inc., \$7,515.00, (WBH #RC-90877) status: closed 2009
- G35) **McCullough PA,** site Principal Investigator. A 30-week multicenter, randomized, double-blind. Parallel-group study of the combination of ABT-335 and Rosuvastatin compared to rosuvastatin monotherapy in dyslipidemic subjects with stage 3 chronic kidney disease, Abbott M10-313, \$128,544.00, (WBH #RC-90212) status: closed 2009

- G36) McCullough PA, site Principal Investigator. A multicenter, randomized open label, active-comparator controlled study to assess the efficacy, safety, and tolerability of taspoglutide compared to exenatide in patients with type 2 diabetes mellitus inadequately controlled with metformin, thiazolidinedione, or a combination of both, Roche BC 21625, \$72,012.50, (WBC #RC-90245) status: closed 2010
- G37) McCullough PA, site Principal Investigator. A multicenter, randomized double-blind, placebo-controlled study to assess the efficacy, safety, and tolerability of taspoglutide compared to placebo in obese patients with type 2 diabetes mellitus inadequately controlled with metformin monotherapy, Roche BC 22092, \$38,387.50, (WBH #RC-90258) status: closed 2009
- G38) **McCullough PA,** site Principal Investigator. A safety and efficacy trial evaluating the use of apixaban for the extended treatment of deep vein thrombosis and pulmonary embolism, Bristol Myers Squibb-Pfizer CV185057, \$173,750.00, (WBH #RC-90288) status: closed 2009
- G39) **McCullough PA,** site Principal Investigator. A phase 3, active (warfarin) controlled, randomized, double-blind, parallel arm study to evaluate efficacy and safety of apixaban in preventing stroke and systemic embolism in subjects with nonvalvular atrial fibrillation, Bristol Myers Squibb-Pfizer CV1805030, \$173,750.00, (WBH #RC-90275) status: 2009
- G40) McCullough PA, site Principal Investigator. Treatment of Preserved Cardiac Function Heart Failure with an Aldosterone Antagonist Trial (TOPCAT), National Institutes of Health, National Heart, Lung, and Blood Institute, subcontracted through the New England Research Institutes, Inc., \$86,250.00, (WBH #RC-90267) status: closed 2010
- G41) McCullough PA, site Principal Investigator. An 8-week, randomized, double-blind, parallel group, multicenter, forced titration study to evaluate the efficacy and safety of aliskiren plus HCTZ verus aliskiren monotherapy in metabolic syndrome patients with stage 2 hypertension, Novartis, Inc., \$107,362.44 (WBH #RC-90277) status: closed 2009
- G42) McCullough PA, site Principal Investigator, Astute SAPPHIRE AST-111, Evaluation of Novel Biomarkers from Acutely III Patients at Risk for Acute Kidney Injury, Astute Medical, Inc, San Diego, CA, \$23,195.50 status: closed 2012
- G43) McCullough PA, site Principal Investigator, protocol number 156-10-292 titled "An Observational Prospective Registry to Identify Demographic and Clinical Characteristics of Patients Hospitalized with Euvolemic and Hypervolemic Hyponatremia and Assess the Comparative Effectiveness of Available Treatments and the Impact on Resource Utilization. Otsuka Inc., \$21,262.60 status: initial contract fulfilled, reopened under extension and registry completed in 2013

- G44) McCullough PA, site Principal Investigator, PROspective Multicenter Imaging Study for Evaluation of Chest Pain (PROMISE) Study, National Heart, Lung, and Blood Institute (NHLBI), Pamela Douglas, MD, Principal Investigator Clinical Coordinating Center, Duke Clinical Research Institute, \$17,000.00 status: closed 2012
- G45) McCullough PA, site Principal Investigator, ACZ885M/Canakinumab Clinical Trial Protocol CACZ885M2301 A randomized, double-blind, placebo-controlled, event-driven trial of quarterly subcutaneous canakinumab in the prevention of recurrent cardiovascular events among stable post-myocardial infarction patients with elevated hsCRP. Novartis, Inc., 2011 \$279,223.00 status: closed 2015
- G46) McCullough PA, site Principal Investigator, AN-CVD2233 Evaluation of the Safety and Efficacy of Short-term A-002 (Varespladib) Treatment in Subjects with Acute Coronary Syndromes (VISTA-16) Anthera Pharmaceuticals, Inc., 2011 \$72,600.00 status: closed 2011
- G47) McCullough PA, site Principal Investigator, BC22140A Cardiovascular outcomes study to evaluate the potential of aleglitazar to reduce cardiovascular risk in patients with a recent acute coronary syndrome (ACS) event and type 2 diabetes mellitus (T2D), F. Hoffmann-La Roche Ltd, \$307,500.00 status: closed 2012
- G48) McCullough PA, site Principal Investigator, A Double-blind, Randomized, Placebo-controlled, Multicenter Study (Phase 2) to Evaluate the Safety and Efficacy of IV Infusion Treatment with Omecamtiv Mecarbil in Subjects with Left Ventricular Systolic Dysfunction Hospitalized for Acute Heart Failure (Protocol 20100754), Amgen, Inc, 253,464.00 status: closed 2012
- G49) McCullough PA, site Principal Investigator, MB102-073 A Multicenter, Randomized, Double-Blind, Placebo-Controlled, Parallel Group, Phase 3 Trial to Evaluate the Safety and Efficacy of Dapagliflozin in Subjects with Type 2 Diabetes with Inadequately Controlled Hypertension on an Angiotensin-Converting Enzyme Inhibitor (ACEI) or Angiotensin Receptor Blocker (ARB), Bristol-Myers Squibb Research and Development, 2011 \$34,115.00 status: closed 2012
- G50) McCullough PA, site Principal Investigator, MB102-077 A Multicenter, Randomized, Double-Blind, Placebo-Controlled, Parallel Group, Phase 3 Trial to Evaluate the Safety and Efficacy of Dapagliflozin in Subjects with Type 2 Diabetes with inadequately controlled hypertension treated with an Angiotensin-Converting Enzyme Inhibitor (ACEI) or Angiotensin Receptor Blocker (ARB) and an additional Antihypertensive medication, Bristol-Myers Squibb Research and Development, \$34,115.00 status: closed 2011
- G51) McCullough PA, site Principal Investigator, ABT M11350 RADAR: Reducing Residual Albuminuria in Subjects with Diabetes and Nephropathy with AtRasentan A Phase 2b, Prospective, Randomized, Double-Blind, Placebo-Controlled Trial to Evaluate Safety and Efficacy, Abbott Laboratories, \$188,377.00 status: closed 2012

- G52) McCullough PA, site Principal Investigator, PEGASUS TIMI 54 trial, A Randomized, Double-Blind, Placebo Controlled, Parallel Group, Multinational Trial, to Assess the Prevention of Thrombotic Events with Ticagrelor Compared to Placebo on a Background of Acetyl Salicylic Acid (ASA) Therapy in Patients with History of Myocardial Infarction, AstraZeneca, 2011 \$98,530.00 status: transferred to PI Marcel Zughaib, MD
- G53) McCullough PA, site Principal Investigator, A Double-blind, Randomized, Placebocontrolled, Multicenter Study Assessing the Impact of Additional LDL-Cholesterol Reduction on Major Cardiovascular Events When AMG 145 is Used in Combination with Statin Therapy in Patients with Clinically Evident Cardiovascular Disease AMG 145 Amgen Protocol Number 20110118 EudraCT number 2012-001398-97, Amgen, Inc., \$1,732,062.80 status: closed 2016
- G54) **McCullough PA**, site Principal Investigator, A single-blind, multi-site trial of the dietary supplement anatabine (RCP006) to determine the effects on peripheral markers of inflammation in patients with elevated levels of C-reactive protein (CRP). Roskamp Institute Protocol Number RI-11-01, \$6700.00 status: closed 2012
- G55) McCullough PA, site Principal Investigator, Long-term safety and tolerability of REGN727/SAR236553 in high cardiovascular risk patients with hypercholesterolemia not adequately controlled with their lipid modifying therapy: a randomized, double-blind, placebo-controlled study LTS11717 Sanofi Aventis, \$252,000.00 status: closed 2013
- G56) McCullough PA, site Principal Investigator, Assessment of Clinical Effects of Cholesteryl Ester Transfer Protein Inhibition with Evacetrapib in Patients at a High Risk for Vascular Outcomes the ACCELERATE Study, protocol I1V-MC-EIAN, Eli Lilly, \$421,202.00 status: closed 2014
- G57) **McCullough PA,** site Principal Investigator, AEGR-733-025, LOWER: Lomitapide Observational Worldwide Evaluation Registry, Aegerion, Inc., 2014, \$23,478.00 status: open
- G58) McCullough PA, site Principal Investigator, The Evaluation Of PF-04950615 (RN316), In Reducing the Occurrence of Major Cardiovascular Events in High Risk Subjects (SPIRE-1), Pfizer, Inc., \$145,343.90 status: closed 2016
- G59) McCullough PA, site Principal Investigator, The Evaluation Of PF-04950615 (RN316) In Reducing the Occurrence of Major Cardiovascular Events in High Risk Subjects (SPIRE-2), Pfizer, Inc., \$145,343.90 status: closed 2016
- G60) McCullough PA, site Principal Investigator, Long Term Observational Study in Patients with Homozygous Familial Hypercholesterolemia Treated with Kynamaro™, Genzyme-Sanofi, Inc., \$61,260.00 status: closed 2018

- G61) McCullough PA, site Principal Investigator, CUP14366, Alirocumab (SAR236553) Expanded Access Program for the Treatment of Severe Hypercholesteremia Not Controlled with Maximal Tolerated Dose of Lipid Lowering Therapy Administered According to Standard of Care, Sanofi-Regeneron, Inc., 2015 \$8,500.00 status: closed 2015
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Invited Non-Peer Reviewed Works

- 1) **McCullough PA**. Acute Renal Failure after Coronary Intervention. American College of Cardiology Educational Highlights, Fall 1997 Issue, C.R. Conti, Editor
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- 39) Larsen T, Narala KR, **McCullough PA.** Type 4 Cardiorenal Syndrome: Myocardial Dysfunction, Fibrosis, and Heart Failure in Patients with Chronic Kidney Disease. J Clinic Experiment Cardiol 2012, 3:4. http://dx.doi.org/10.4172/2155-9880.1000186

INVITED LECTURES: NATIONAL AND INTERNATIONAL FORUMS

- L1) "The Role of Triage Angiography in Acute Coronary Syndromes." Advances in Interventional Cardiology. WBH and the University of Maryland, Aruba, April, 1997.
- L2) "New Understandings of Anticoagulation During Unstable Angina." Co-Chair, American College of Cardiology 47th Annual Scientific Session, Atlanta, Georgia, March 30, 1998.

- L3) National Library of Medicine: The Emerging Health Information Infrastructure '99. "Electronic Outcomes", Washington, D.C., April 28, 1999.
- L4) Kansas City Southwest Clinical Society, 77th Annual Clinical Conference, Overland Park, Kansas: "Cardiac-Renal Risk: Incorporating Scientific Evidence into Your Practice," October 29, 1999.
- L5) The Health Forum, Best Practices, Chicago, Illinois. "Overview of Cardiovascular Health Fellowship," December 9, 1999.
- L6) AHA Scientific Conference on Existing Databases: Do They Hold Answers to Clinical Questions in Geriatric Cardiovascular Disease and Stroke? "Resource Utilization Among Congestive Heart Failure (R.E.A.C.H.) Database Overview," Washington, DC, January 27, 2000.
- L7) Health Forum Cardiovascular Health Fellowship Retreat: "Cardiovascular Risk and Health," Colorado Springs, CO, July 20, 2000.
- L8) Third Annual Center for Health Futures Advisory Board Meeting: "Congestive Heart Failure," La Jolla, CA, August 24, 2000.
- L9) Health Forum ACT Learning Collaborative Meeting: "Bridging Clinical, Community, and Population Health Strategies," St. Joseph, MO, September 20, 2000.
- L10) "Renal Disease as an Independent Risk Factor for Cardiovascular Disease in Diabetes," The Nexus of Cardiovascular and Renal Disease, Duke Clinical Research Institute, Tyson's Corner, VA, November 4, 2000.
- L11) "Atherosclerosis and Heart Disease," Winter Scientific Seminar, Missouri Society of the American College of Osteopathic Physicians, Kansas City, MO, January 27, 2001.
- L12) "Routine vs Selective Intervention in Acute Coronary Syndromes," Tenth Annual Cardiovascular Conference at Beaver Creek, Colorado, WBH and Duke University, February 14, 2001.
- L13) "Intervention in the Patient with Renal Insufficiency," Tenth Annual Cardiovascular Conference at Beaver Creek, Colorado, WBH and Duke University, February 16, 2001.
- L14) "The Epidemic of Cardiovascular Disease and Cardiorenal Risk," The Nexus of Cardiovascular and Renal Disease, Duke Clinical Research Institute, Tyson's Corner, VA, February 24, 2001.

- L15) "Cardiovascular Risk in Chronic Kidney Disease: Cardiorenal Risk," Symposium on Cardio-renal Consequences of Angiotensin II, Insights from AII Blockade, NKF Spring Clinical Meeting, Orlando, FL, April 18, 2001.
- L16) Plenary Session: "Cardiac Emergencies and Cardiac Critical Care," American College of Chest Physicians, CHEST 2001, Philadelphia, PA, November 5, 2001.
- L17) "Cardiorenal Risk," The 33rd Annual ACC Cardiovascular Conference at Snowmass, Snowmass, Colorado, January 18, 2002.
- L18) "Epidemiology of Diabetes and Its Cardiovascular Risk" Eleventh Annual Cardiovascular Conference at Beaver Creek, Colorado, WBH and Duke University, February 14, 2002.
- "Late-Breaking Clinical Trials II: A Prospective, Blinded Trial of B-Type Natriuretic Peptide as a Diagnostic Test for the Emergency Diagnosis of Heart Failure: The Breathing Not Properly (BNP) Multinational Study," March 19, 2002, 51st Annual Scientific Session of the American College of Cardiology, Atlanta, GA.
- L20) "Scope of Cardiovascular Complications in Patients with Kidney Disease." Plenary Session III: Reversing Cardiovascular Complications in Patients with Kidney Disease. International Society on Hypertension in Blacks: 17th International Interdisciplinary Conference on Hypertension and Related Risk Factors in Ethnic Populations, Miami, FL, June 11, 2002.
- L21) "Epidemiology: Renal—Chronic Kidney Disease." Atherosclerotic Vascular Disease Conference, AHA, Boston, MA, July 8, 2002.
- L22) "B-type Natriuretic Peptide Should be a Part of the Diagnostic Evaluation of Heart Failure: Implications from the Breathing Not Properly (BNP) Multinational Study" International Academy of Cardiology 8th World Congress on Heart Failure—Mechanisms and Management, Washington, DC, July 15, 2002.
- L23) "Epidemiology and Physiology of Radiocontrast Nephropathy and its Impact on Outcomes" Prevent the Event Transcatheter Therapeutics 2002 Satellite Symposium, Washington, DC, September 26, 2002.
- "Calcification or 'Phosphication'—Controversies of Calcium Phosphate Deposition:
 Invited Lecture: Coronary Calcification: A Predictor of Future Events or a Marker of Plaque
 Stability? American Society of Nephrology 2002 Annual Scientific Sessions Satellite
 Symposium, Philadelphia, PA, November 1, 2002.

- L25) "Renal Insufficiency and Clinical Outcome" Cardiovascular Seminar, AHA Scientific Sessions, Chicago, IL, November 18, 2002.
- L26) "Role of BNP in the Diagnosis of Heart Failure" ACC 34th Annual Cardiovascular Conference at Snowmass, CO, January 14, 2003.
- L27) "Managing the Patient with Combined Heart and Renal Failure—the Importance of Anemia" ACC 34th Annual Cardiovascular Conference at Snowmass, CO, January 14, 2003.
- L28) "The Emerging Healthcare Crisis of Obesity," Twelfth Annual Cardiovascular Conference at Beaver Creek, CO, February 10, 2003.
- L29) "BNP in the Management of Heart Failure," Twelfth Annual Cardiovascular Conference at Beaver Creek, CO, February 11, 2003.
- L30) "Contrast Nephropathy: Can it be Eliminated," Twelfth Annual Cardiovascular Conference at Beaver Creek, CO, February 13, 2003.
- L31) "How Subtle Degrees of Renal Dysfunction Work as a Cardiac Risk Factor" First Cardiovascular Prevention Symposium: Updates and New Guidelines. AHA, Puerto Rico Chapter, San Juan, PR, March 22, 2003.
- L32) "What Is the Incremental Diagnostic Value of B-Type Natriuretic Peptide in Heart Failure?" Symposium. American College of Cardiology Scientific Sessions, 2003, Chicago, IL, April 1, 2003.
- L33) "Heart Failure Insights From Ejection Fraction" Session Co-Chair. Oral Contributions. American College of Cardiology Scientific Sessions, 2003, Chicago, IL, April 1, 2003.
- "Chronic Renal Insufficiency as a Vascular Risk Factor" 14th Annual Scientific Sessions of the Society for Vascular Biology and Medicine, Chicago, IL, June 7, 2003.
- L35) "Phosphate Control and Calcification from a Cardiologist's Perspective" World Congress of Nephrology Satellite Symposium, Berlin, Germany, June 12, 2003.
- "Renal Disease is a Risk Factor for Cardiovascular Disease" ACC 29th Annual Tutorials in the Tetons 2003: Update in Cardiovascular Disease, August 25-27. 2003.
- L37) "Diagnosis of Congestive Heart Failure: Is BNP Needed in Every Case?" ACC 29th Annual Tutorials in the Tetons 2003: Update in Cardiovascular Disease, August 25-27. 2003.
- L38) "How to Treat Combined Heart and Renal Failure with Hypertension" ACC 29th
 Annual Tutorials in the Tetons 2003: Update in Cardiovascular Disease, August 25-27. 2003.

- L39) "Which Agents Prevent Contrast-Induced Nephropathy?" European Society of Cardiology 2003 Symposium: Managing Patients at Risk for Contrast-Induced Nephropathy, Vienna, Austria, September 2, 2003.
- L40) "Epidemiology of Contrast Nephropathy" Symposium Chair for "A Contrast in Risk: Radiographic Imaging in the Renally Compromised Patient", Satellite Symposium at the Transcatheter and Therapeutics Scientific Meeting, Washington, DC, September 17, 2003.
- L41) "Update on Cardiovascular Risk Reduction in Acute Coronary Syndrome Patients" 14th Annual Great Wall International Congress of Cardiology, Beijing, China, October 10-13, 2003.
- "Renal Function and Dysfunction in Coronary Arteriography" 14th Annual Great Wall International Congress of Cardiology, Beijing, China, October 10-13, 2003.
- L43) "Interventional Cardiology 2003: Bench to Bedside and Beyond, Session III: Contrast Nephropathy: Separating the Hype from the Data. Antagonist: Contrast Nephropathy Can be Prevented." AHA Scientific Sessions 2003, November 9, 2003, Orlando, FL.
- L44) "Reversing Diabetes and Its Consequences: Pipe Dream or Reality?" The 35th Annual Cardiovascular Conference at Snowmass, ACC, Snowmass, CO, January 12-16, 2004.
- L45) "Refining the Use of B-type Natriuretic Peptide as a Diagnostic Test in Clinical Practice" The 35th Annual Cardiovascular Conference at Snowmass, ACC, Snowmass, CO, January 12-16, 2004.
- L46) "Practical Management of Obesity for the Cardiologist: The Future of Dietary Management and Bariatric Surgery" The 35th Annual Cardiovascular Conference at Snowmass, ACC, Snowmass, CO, January 12-16, 2004.
- L47) "Update from the Hypertension World: JNC 7—What's New and How Will it Influence Practice?" Thirteenth Annual Cardiovascular Conference at Beaver Creek, Colorado, WBH and Duke University, February 9-13, 2003
- "The Lethal Couplet" Thirteenth Annual Cardiovascular Conference at Beaver Creek, Colorado, WBH and Duke University, February 9-13, 2003
- L49) "BNP to Differentiate Between Cardiac and Extracardiac Sources of Dyspnea" 33rd Critical Care Congress, Society of Critical Care Medicine, Orlando, Florida, February 23, 2004.

- L50) "BNP Testing: Is It Ready for In-Hospital Monitoring of Therapy?" Point-of-Care Symposium, American College of Cardiology Scientific Sessions 2004, New Orleans, LA, March 8, 2004.
- L51) "Role of Brain Natriuretic Peptide Levels in Diagnosis" Natriuretic Peptides Symposium, American College of Cardiology Scientific Sessions 2004, New Orleans, LA, March 8, 2004.
- L52) "Renal Insufficiency and the Heart" Symposium Co-Chair, American College of Cardiology Scientific Sessions 2004, New Orleans, LA, March 9, 2004.
- L53) "Renal Insufficiency and Bypass Surgery" Renal Insufficiency and the Heart Symposium, American College of Cardiology Scientific Sessions 2004, New Orleans, LA, March 9, 2004.
- "Causes and Consequences of Contrast-Induced Nephropathy and other Major Adverse Coronary Events" Contrast-Induced Nephropathy: Addressing the Needs of the High Risk Patient. A Satellite Symposium to the American College of Cardiology Scientific Sessions 2004, New Orleans, LA, March 9, 2004.
- L55) "Chronic Kidney Disease as a Cardiovascular Risk Factor" 2nd Annual Scientific Symposium, AHA of Puerto Rico, San Juan, PR, March 13, 2004
- L56) "Modern use of Angiotensin Receptor Blockade in Cardiovascular Disease" 2nd Annual Scientific Symposium, AHA of Puerto Rico, San Juan, PR, March 13, 2004
- L57) "Chronic Kidney Disease and Cardiovascular Disease" Satellite Symposium: Impact of Anemia Correction in Cardiovascular Patients, American Society of Hypertension Annual Scientific Session, New York, NY, May 22, 2004.
- L58) "Contrast-Induced Nephropathy—Clinical Anomaly or Reality" Satellite Symposium: Selecting Contrast Media Implications for Patient outcomes, EuroPCR 2004, Paris, France, May 26, 2004.
- L59) "Contrast Nephropathy" Intervention 2004. American College of Cardiology Nationwide Symposium, CNN Center, Atlanta, GA, June 2, 2004.
- L60) "Technical Issues in Selection of the BNP Assay" Satellite Symposium of the American Association of Clinical Chemistry, Los Angeles, CA, July 28, 2004.
- L61) "B-type Natriuretic Peptide in Clinical Practice" New Development in Cardiac Biomarkers for Detection and Management of Cardiovascular Diseases, EBAC Accredited Educational Programme, in conjunction with the European Society of Cardiology 2004 Annual Congress, Munich, Germany, August 30, 2004.

- L62) "Hot Topics: Renal Disease and Contrast Nephropathy—Implications for the PCI Patient" Session Moderator, Transcatheter Cardiovascular Therapeutics 2004, September 27, 2004.
- L63) "Definition and Pathophysiology of Contrast Nephropathy", "Hot Topics: Renal Disease and Contrast Nephropathy—Implications for the PCI Patient" Transcatheter Cardiovascular Therapeutics 2004, September 27, 2004.
- "Use of BNP in Clinical Practice" "Hot Topics: Clinical Utility of Biomarkers" Transcatheter Cardiovascular Therapeutics 2004, September 28, 2004.
- "Contrast Media, Renal Insufficiency, and Radiocontrast Nephropathy" Introduction to Cardiac Catheterization and Indications for Percutaneous Interventions, 7th Annual Interventional Cardiology Self Assessment and Review Course, Transcatheter Cardiovascular Therapeutics 2004, September 29, 2004.
- L66) "Body Weight—Optimal Targets and How Good are We in Getting There" "Drug Combinations for Cardiovascular Disease" Duke Clinical Research Institute and U.S. Food and Drug Administration Think Tank, Washington, DC, October 8, 2004.
- L67) "Does Coronary Calcification Imply Plaque Instability?" Managing Cardiovascular and Calcium/Phosphorus Complications of CKD. Official Luncheon Symposium, Renal Week 2004, American Society of Nephrology, St. Louis, MO, October 20, 2004.
- L68) "B-type Natriuretic Peptide in the Diagnosis of Acute Heart Failure," New Advances in the Diagnosis and Management of Acute Decompensated Heart Failure, Satellite Symposium to the AHA Scientific Sessions 2004, New Orleans, LA, November 8, 2004.
- L69) "Oportunidades para Aprimoramento no Tratamiento da Insuficiencia Cardiaca," 3rd Congresso Brasileiro de Insuficiencia Cardiaca, II Simposio Luso-Brasileiro de Insufiencia Cardiaca, I Encontró Multiporfissional em Insuficiencia Cardiaca, II Simposio Latinoamericano de Insuficiencia Cardiaca, (Portugese) Salvador, Bahía, Brasil, November 25-27, 2004.
- L70) "Peptideo Natriuretico Intravenoso-Perspectivas para Emprego na IC
 Descompensada," 3rd Congresso Brasileiro de Insuficiencia Cardiaca, II Simposio LusoBrasileiro de Insufiencia Cardiaca, I Encontro Multiprofissional em Insuficiencia Cardiaca, II
 Simposio Latinoamericano de Insuficiencia Cardiaca, (Portugese) Salvador, Bahia, Brasil,
 November 25-27, 2004.
- L71) "Nesiritide (Peptideo Natriuretico Intravenoso) uma Nova Arma no Tratamento da IC Grave e Decompensada," 3rd Congresso Brasileiro de Insuficiencia Cardiaca, Il Simposio Luso-Brasileiro de Insufiencia Cardiaca, I Encontro Multiporfissional em Insuficiencia

- Cardiaca, II Simposio Latinoamericano de Insuficiencia Cardiaca, (Portuguese) Salvador, Bahia, Brasil, November 25-27, 2004.
- L72) "Conferenca Magna (Keynote Address): The Cardiorenal Intersection: Crossroads to the Future," 3rd Congresso Brasileiro de Insuficiencia Cardiaca, II Simposio Luso-Brasileiro de Insufiencia Cardiaca, I Encontro Multiporfissional em Insuficiencia Cardiaca, II Simposio Latinoamericano de Insuficiencia Cardiaca, (Portuguese) Salvador, Bahia, Brasil, November 25-27, 2004.
- L73) "Practical Use of BNP in the Diagnosis and Management of Heart Failure" Medical Grand Rounds, Olathe Regional Medical Center, Olathe, KS, December 3, 2004.
- L74) "Management of Heart and Renal Failure" The 36th Annual Cardiovascular Conference at Snowmass, ACC, Snowmass, CO, January 18, 2005.
- L75) "Contrast-Induced Nephropathy" The 36th Annual Cardiovascular Conference at Snowmass, ACC, Snowmass, CO, January 18, 2005.
- L76) "Combined Heart and Kidney Failure" Cardiovascular Conference at Snowmass, Aspen, CO, January 18, 2005.
- L77) "Practice Strategies and Protocols to Reduce Renal Complications" PCI: Understanding and Managing In-Hospital Cardiac and Renal Complications, 3rd European Summit, Chantily, France, February 11, 2005.
- L78) "HDL Cholesterol: A Powerful New Therapeutic Target" 14th (Conference Chair) Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 14, 2005.
- L79) "BNP-ology, is the Enthusiasm Warranted?" (Conference Chair) 14th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 15, 2005.
- L80) "Anticoagulation for Atrial Fibrillation: Can Warfarin be Replaced?" (Conference Chair) 14th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 18, 2005.
- L81) "New Multimarker Strategies in the Diagnosis of Acute Coronary Syndromes" Satellite Symposium to the 54th Annual American College of Cardiology Scientific Sessions 2005, Orlando, FL, March 7, 2005.
- L82) "Effect of Lowering LDL Level on Progression of Vascular Calcification" Reducing the Burden of Cardiovascular Calcification in Chronic Kidney Disease, Satellite Symposium to the Renal Physicians Association Annual Meeting, Washington, DC, March 20, 2005.

- L83) "Why Chronic Kidney disease is a CVD risk factor: Practical Implications in the Care of Cardiovascular Patients" Cardiology Grand Rounds, Clinical Science Institute, Galway, Ireland, UK, May 5, 2005.
- L84) "Clinical Application of B-type Natriuretic Peptide Levels in the Care of Cardiovascular Patients" EuroLab 2005, Glasgow, Scotland, UK, May 9, 2005.
- "Anemia Is a Cardiovascular Risk Factor in Patients With Diabetic Nephropathy" The Kidney is a Key Link between Diabetes and Cardiovascular Disease: Managing Risk; Satellite Symposia to the Annual Scientific Sessions of the American Association of Clinical Endocrinology, Washington, DC, May 18, 2005.
- L86) "CIN: Emerging Trends in Identifying and Managing the At-risk Patient" Cardiovascular and Interventional Radiology Society of Europe (CIRSE) 2005, Nice, France, September 13, 2005.
- L87) "Recent Advances in Cardiac Markers and their Clinical Role in Cardiovascular Disease: Update of the BNP Consensus Panel Statements and Cost Effectiveness of BNP Testing" Turning Science into Caring Programme, Abbott European Laboratory Symposium, Wiesbaden-Delkenheim, Germany, October 14, 2005.
- L88) "Epidemiology and Prevention of Contrast Nephropathy" Transcatheter Therapeutics Annual Scientific Sessions, Washington, DC, October 19, 2005.
- L89) "BNP—What Does it All Mean?" Heart Failure 2005: What to Do for the Failing Left Ventricle" AHA Symposium in Conjunction with the 2005 Scientific Sessions, Dallas, TX, November 11, 2005.
- L90) "How to Use Cardiac Biomarkers in Heart Failure" 2005 Annual Scientific Sessions of the AHA, Dallas, TX, November 14, 2005, broadcasted nationally as "Best of Sessions 2005 on Wednesday, November 30 from 1:00-2:30PM EST"
- "Chronic Kidney Disease as a Cardiovascular Risk State: Practical Management for the Cardiologist" St. Vincent's Hospital, University of British Columbia, Distinguished Speakers in Cardiovascular Medicine, 2005-2006, Vancouver, BC, Canada, December, 1, 2005.
- L92) "Anemia, Chronic Kidney Disease, and Cardiovascular Disease: Diagnosis, Prognosis, and Treatment. Nephrology Grand Rounds, University of British Columbia, St. Vincent's Hospital, Vancouver, BC, Canada, December 2, 2005.
- L93) "The Deadly Triangle of Anemia, Kidney and Heart Disease: Implications for Treatment and Management" 37th Annual Cardiovascular Conference at Snowmass, January 20, 2006, Snowmass, CO.

- L94) "Anemia in Cardiovascular Patients: Diagnosis, Prognosis, and Therapy." AHA, Prevention VIII Conference: Kidney Disease, Hypertension, and Cardiovascular Disease, January 27, 2006, Orlando, FL.
- L95) "Update on Bariatric Surgery" (Conference Chair) 15th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 17, 2006.
- L96) "Multimarker Approach to Chest Pain." Satellite Symposium to the Annual Scientific Sessions of the American College of Cardiology, March 11, 2006, Atlanta, GA.
- L97) "Preventing Contrast Nephropathy: What Works?" American College of Cardiology Annual Scientific Sessions (ACC.06 and the i2 Summit 2006), March 14, 2006, Atlanta, GA.
- "Consensus statements on strategies to reduce the risk of CIN." Satellite Symposium Society for Cardiac Angiography and Intervention 29th Annual Scientific Sessions (Symposium Chair): Consensus Statements on Contrast-Induced Nephropathy (CIN): Report of an International, Multidisciplinary Panel, Chicago, IL, May 11, 2006.
- L99) "Contrast-induced nephropathy: identifying and managing the patient at risk." Euro PCR 2006 Satellite Symposium: The Underestimated Impact of Contrast Media on Patient Outcomes in PCI (Symposium Chair), Paris, France, May 27, 2006.
- L100) "Debate: Acute Decompensated Heart Failure--Biomarker will suffice" 17th Annual Scientific Sessions of the American Society of Echocardiography, Baltimore, MD, June 6, 2006.
- L101) "Heart and Kidney: Clinical Impact of Contrast Media" Update on Cardiovascular Disease 2006, Casa Di Cura Montevergine, Napoli Castel Dell'Ovo, Naples, Italy, June 19, 2006.
- L102) "Cardiovascular Disease in CKD: Where Does Calcium Fit In?" Satellite Symposia: Current Strategies for the Management of Hyperphosphatemia in End-Stage Renal Disease. European Renal Association/European Dialysis and Transplantation Association Annual Scientific Meeting, Glasgow, Scotland, July 17, 2006.
- L103) "Applications of BNP in Cardiovascular Disease" Satellite Symposia: New and Evolving Markers for Cardiovascular Disease: Myeloperoxidase (MPO) and BNP. American Association of Clinical Chemistry Annual Meeting, Chicago, IL, July 26, 2006.
- L104) "Clinical Applications of B-type Natriuretic Peptide Testing" Clinical Biochemistry Satellite Symposium: The Role of Biochemical Markers in Clinical Cardiology, Sponsored by the Australasian Association of Clinical Biochemists at the 54th Annual Scientific Meeting of the Cardiac Society of Australia and New Zealand, Canberra, Australia, August 4, 2006.

- L105) "Update on BNP in the Management of Heart Failure" 54th Annual Scientific Meeting of the Cardiac Society of Australia and New Zealand, Canberra, Australia, August 6, 2006.
- L106) "Update on BNP in the Management of Heart Failure" Cardiology Grand Rounds, Royal North Shore Hospital, Sydney, Australia, August 7, 2006.
- L107) "Contrast-Induced Nephropathy: Identifying and Managing the Patient at Risk" Advances in Contrast-Enhanced Imaging: Improving Outcomes and Reducing Risks of Iodinated Contrast (Chairman), a CME Satellite Symposium at the Transcatheter Therapeutics 2006 Conference, Washington, DC, October 24, 2006.
- L108) "Cardiorenal Syndrome: Etiology, Therapy, and Prognosis" Unresolved Issues in Heart Failure, Cardiovascular Seminars, 2006 Annual Scientific Sessions of the AHA, Chicago, IL, November 14, 2006
- L109) "Prevention and Management of CAD in CKD" Coronary Artery Disease in CKD: Updating the Pathophysiology and Management. Official Symposium of the American Society of Nephrology, Sand Diego, CA, November 16, 2006.
- L110) "Pharmacologic Prevention of Sudden Death in Dialysis Patients" Sudden Death in Hemodialysis Patients: Towards Prevention. American Society of Nephrology Renal Week 2007, San Diego, CA, November 17, 2006.
- L111) "Contrast Nephropathy: Finding Consensus on a Rational Approach" Radiology Grand Rounds, Hôpital Notre-Dame, University of Montreal, Canada, November 23, 2006.
- L112) "Contrast Nephropathy: Finding Consensus on a Rational Approach" Radiology Grand Rounds, Hôpital St-Luc, University of Montreal, Canada, November 23, 2006.
- "Cardiorenal Syndrome and Anemia" 3rd Annual Heart Failure University (HFU) Cardiovascular Fellows Program, Los Angeles, CA, December 2, 2006.
- L114) "Implications of Age-Related Decline in Renal Function" 16th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 12, 2007.
- L115) "Using BNP in Your Practice: Pearls and Pitfalls" 16th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 15, 2007.
- L116) "Consensus Panel Findings on Contrast Nephropathy" 16th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 16, 2007.

- L117) "Measuring BNP in ACS," American College of Cardiology Scientific Sessions Satellite Symposium, "ACS & Biomarkers: From Molecules to Patient Management", New Orleans, LA, March 24, 2007.
- L118) "Anemia Correction and CVD Trials" "Ask the Experts" clinicaltrialresults.org, American College of Cardiology Scientific Sessions, New Orleans, LA, March 26, 2007.
- L119) "CKD and CVD: Interaction and Risk Factors", Kidney Disease: The Unrecognized Silent Killer, NKF 2007 Scientific Meetings, Orlando, FL, April 11, 2007.
- L120) "Contrast-Induced Nephropathy: A Meta-Analyses of the Renal Safety of Iodixanol" Special Lecture for the Radiological Society of the Republic of China, National Yang-Ming University, School of Medicine, Taipei, Taiwan, May 4, 2007.
- L121) "Contrast-Induced Nephropathy: A Meta-Analyses of the Renal Safety of Iodixanol" Annual Meeting of Kaohsiung Society of Radiology, Chang Gung Memorial Hospital, Kaohsiung Hsien, Taiwan, May 5, 2007.
- L122) "Meta-Analyses of the Renal Safety of Iodixanol", Plenary Session, 15th Annual Scientific Congress of the Hong Kong College of Cardiology, Hong Kong, SAR, May 6, 2007.
- L123) "Contrast-Induced Nephropathy: A Meta-Analyses of the Renal Safety of Iodixanol" Cardiology Special Lecture, 12th Department of Cardiology, Beijing AnZhen Hospital, Beijing, Peoples Republic of China, May 7, 2007.
- L124) "Prevention of CIN during PCI in Diabetic Patients: Proposal of a Guideline" (Prevencion del Fracaso Renal Inducido por Contraste en Pacientes Diabeticos Sometidos a Intervencionismo Coronario: Propestuesta de un Protocolo Actuacion), Optimizacion del Tratamiento de Revascularizacion Percutanea en Pacientes Diabeticos, TEAM (Terapia Endovascular & Miocardica), Hospital del Mar, Barcelona, Spain, May 11, 2007.
- "Acute Kidney Injury from Iodinated Contrast: Findings from an International Panel," Hungarian Society of Cardiology Annual Scientific Meeting (Magyar Kardiologusok Tarsasaga Tudomanyos Kongresszusa) Balatonfured, Hungary, May 12, 2007.
- "Which Types and Which Amount of Physical Activities to Achieve and Maintain a Healthy Body Weight?" 4th Metabolic Syndrome, Type II Diabetes, and Atherosclerosis Congress (MSDA), 2007, Lisbon, Portugal, May 19, 2007.
- L127) "The Role of BNP in Patients with Shortness of Breath," Laboratory Diagnostic Technologies for Patients with Shortness of Breath, Satellite Symposium to the American Association of Clinical Chemistry Annual Scientific Meeting, San Diego, CA, July 18, 2007.

- L128) "Acute Kidney Injury after Contrast: A Serious Problem by Any Name", Hemodynamics, Electrolytes, Acute Kidney Injury: Novel Considerations in Contrast Selection, Transcatheter Cardiovascular Therapeutics 2007 Annual Meeting Satellite Symposium, Washington, DC, October 23, 2007.
- L129) "Vascular Calcification: Myth versus Realty: A Cardiologist's Perspective," Changing Paradigms: Evolving Bone and Mineral Metabolism Treatment in CKD, An American Society of Nephrology 2007 Official Symposia, San Francisco, CA, November 3, 2007.
- L130) "Contrast-Induced Nephropathy" Cardiology Grand Rounds, Auckland City Hospital, Auckland, New Zealand, November 22, 2007.
- L131) "Practical Use of Natriuretic Peptides in Cardiovascular Disease" North Shore Hospital- Waitemata Health, Takapuna, Auckland, New Zealand, November 22, 2007.
- L132) "Practical Use of Natriuretic Peptides in Cardiovascular Disease" Waikato Hospital, Hamilton, New Zealand, November 23, 2007.
- L133) "Practical Use of Natriuretic Peptides in Cardiovascular Disease" Wakefield Hospital, Adelaide, Australia, November 23, 2007.
- L134) "Clinical Utilization of Cardiac Troponin and Natriuretic Peptides in ACS and CHF" Satellite Symposium to Australasian Emergency Meeting (ACEM), Gold Coast, Brisbane, Australia, November 27, 2007.
- L135) "Clinical Utilisation of Cardiac Troponin and Natriuretic Peptides in ACS and CHF: Part
 1: Congestive Heart Failure, Part 2: Acute Coronary Syndrome, Part 3: Cardio-Renal
 Syndrome, Kuala Lumpur, Malaysia, November 29, 2007.
- L136) "Multimarker Strategies in the Management of Cardiovascular Emergencies," YMCA for Dr. H.F.Ho, Queen Elizabeth Hospital, Hong Kong, SAR, November 30, 2007.
- L137) "Practical Management of Cardiovascular Disease in Patients with Kidney Disease" Williamsburg, Virginia for the 34th Annual Williamsburg Conference on Heart Disease, Williamsburg, VA, December 3, 2007.
- L138) "New Cardiovascular Drugs" 17th Annual Cardiovascular Conference at Beaver Creek" Avon, CO, February 12, 2008.
- L139) "New Insights into Atherosclerosis and Global CVD Risk," 17th Annual Cardiovascular Conference at Beaver Creek" Avon, CO, February 12, 2008.

- L140) "Plenary 2 : Mini-Symposia: Acute Kidney Injury (AKI): Pathophysiology: Contrast Nephropathy: Epidemiology and Prognosis" 13th Annual International Conference on Continuous Renal Replacement Therapies, San Diego, CA, February 28, 2008.
- L141) "Heart Failure and Cardio-Renal Syndrome 1: Pathophysiology" 13th Annual International Conference on Continuous Renal Replacement Therapies, San Diego, CA, February 29, 2008.
- L142) "Hemodynamic Monitoring: Principles and Practice" 13th Annual International Conference on Continuous Renal Replacement Therapies, San Diego, CA, February 29, 2008.
- L143) "Cardiovascular Calcification, Potential Strategies in Minimizing Cardiovascular Disease in CKD", Satellite Symposia at the 57th ACC Annual Scientific Sessions, Chicago, IL, March 30, 2008.
- L144) "Emergency Evaluation of Chest Pain: Building a Better Mousetrap" Olathe Medical Center Annual Heartbeat Symposium, Olathe, KS, April 4, 2007.
- L145) "Interventions and CVD Interactions in Diabetics with Proteinuria" Satellite Symposia (Chairman) Chronic Kidney Disease Interventions: Improving CKD and CVD Outcomes" NKF Clinical Meeting 2008, Dallas, TX, April 5, 2008.
- L146) "Shifting Paradigms in PCI: Controversial Issues in High-Risk Patients" International Symposium (Chairman), Barcelona, Spain, April 10, 2008.
- L147) "Success in Identifying Heart Failure" Satellite Symposia "Managing CVD: What Every Internist Needs to Know" Annual Scientific Sessions of the American College of Physicians, Washington, DC, May 14, 2008.
- L148) "Cardiovascular Calcification in Patients with Chronic Kidney Disease" Satellite Symposia "Cardiovascular Disease in CKD: Strategies for Minimizing Mortality" Annual Scientific Sessions of the American College of Physicians, Washington, DC, May 15, 2008.
- "Clinical Trial Designs in Contrast Induced Acute Kidney Injury," Third Annual AKIN Conference on Research Initiatives in AKI, Bethesda, MD, June 10-12, 2008.
- L150) "Neutrophil Gelatinase Associated Lipocalin (NGAL)" on Behalf of Inverness Medical, Third Annual AKIN Conference on Research Initiatives in AKI, Bethesda, MD, June 10-12, 2008.
- L151) "Practical Strategies to Manage Contrast-induced Acute Kidney Injury (CI-AKI): The Evidence and the Controversy" Radiological Society of Taiwan, Taipei, Taiwan, July 17, 2008.

- L152) "Practical Strategies to Manage Contrast-induced Acute Kidney Injury (CI-AKI): The Evidence and the Controversy" Radiological Society of Taiwan, Kaushiung, Taiwan, July 18, 2008.
- L153) "Practical Strategies to Manage Contrast-induced Acute Kidney Injury (CI-AKI): The Evidence and the Controversy" Contrast-Induced Nephropathy Symposium, Professor Yalin Han, MD, Chairwoman of Military Cardiology Society of China, Shenyang, China, July 20, 2008.
- L154) Cardiology Teaching Rounds, with Professor Runlin Gao, Beijing Fuwai Hospital, Beijing, China, July 21, 2008.
- L155) Cardiology Teaching Rounds, with Professor Yujie Zhou, Beijing Anzhen Hospital, Beijing, China, July 21, 2008.
- L156) Cardiology Teaching Rounds with Professor Yundai Chen, General Hospital of Military, Peoples Liberation Army, Beijing, China, July 21, 2008.
- L157) "Practical Strategies to Manage Contrast-induced Acute Kidney Injury (CI-AKI): The Evidence and the Controversy" Contrast-Induced Nephropathy Symposium, Contrast-Induced Nephropathy Symposium, Professor Runlin Gao, Chairman of Chinese Cardiology Society, Beijing, China, July 22, 2008.K
- L158) "New Insights on Accelerated Vascular Calcification in Patients with Kidney Disease" Plenary Session: Ischemic Heart Disease/Risk Assessment/New Treatment Strategies" International Academy of Cardiology 14th World Congress on Heart Disease, Annual Scientific Sessions, Toronto, Ontario, Canada, July 29, 2008.
- L159) "Cardiorenal Syndrome: the Diagnostic Value of Brain Natriuretic Peptide and Neutrophil Gelatinase Associated-Lipocalin in Interventional Cardiology," Cardiovascular Biomarkers which Enhance Clinical Practice in Emergency Medicine and Cardiology: the State of the Art for Markers of Necrosis, Hemodynamic Stress and Cardiorenal Syndrome, Satellite Symposium to the European Society of Cardiology Annual Scientific Sessions, Munich, Germany, September 2, 2008.
- L160) "Diagnosis and Management of Diabetes, Hypertension, and Acute Dyspnea," 2008 CVD and CKD Intersection Consensus Conference, Chicago, IL, September 26, 2008.
- L161) "Chronic Kidney Disease and Contrast Nephropathy (Contrast-Induced Acute Kidney Injury [CI-AKI]): From Prognostic Scores to the Latest Preventive Strategies" Complex Patients, Complex Lesions, 20th Annual Transcatheter Therapeutics Conference, Washington, DC, October 14, 2008.

- L162) "Chronic Kidney Disease: a CHD Risk Equivalent" 2008 Cardiometabolic Health Congress, Harvard Medical School, Boston, MA, October 19, 2008.
- L163) "Hyperphosphatemia as a Cardiovascular Risk Factor" Nephrology Conference, The Ottawa Hospital, Ottawa, Ontario, Canada, October 28, 2008.
- L164) "Cardiovascular Calcification in Patients with Chronic Kidney Disease" Nephrology Division-Wide Conference, The Ottawa Hospital, Ottawa, Ontario, Canada, October 28, 2008.
- L165) "Hyperphosphatemia and CVD Risk," Management of Hyperphosphatemia Across the Continuum of CKD, American Society of Nephrology Satellite Symposium, Philadelphia, PA, November 8, 2008.
- L166) "Cardiovascular Calcification" Nephrology Grand Rounds, Humber River Regional Hospital, Toronto, Ontario, Canada, December 9, 2009.
- L167) "Cardiovascular Calcification" Nephrology Grand Rounds, St. Joseph's Hospital, Toronto, Ontario, Canada, December 9, 2009.
- L168) "Critical Concepts in the Progression of Atherosclerosis" 18th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 9, 2009.
- L169) "New Molecular Targets in the Treatment of Atherosclerosis" 18th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 9, 2009.
- L170) "Sudden Cardiac Death in Patients with Renal Disease" 18th Annual Cardiovascular Conference at Beaver Creek, Beaver Creek, CO, February 12, 2009.
- L171) "Cardiovascular and Renal Implications of Contrast Media" Radiology Grand Rounds, The Kingston Hospital, Queens University School of Medicine, Kingston, Ontario, Canada, March 3, 2009.
- L172) "Recent Evidence into the Pathophysiology of Cardiovascular Calcification in Chronic Kidney Disease," NKF Symposium 2009 Spring Clinical Meetings, "Exploring Recent Evidence Related to Cardiovascular Calcification and Chronic Kidney Disease", Nashville, TN, March 27, 2009.
- L173) "Chronic Kidney Disease: Implications For Patients With CAD" Managing the High Risk Coronary Patient, I2 Summit, American College of Cardiology Annual Scientific Sessions, Orlando, FL, March 30, 2009.
- L174) "BNP and Cardiovascular Disease" Cardiology Grand Rounds, Hospital PróCardíaco, Rio deJaniero, Brasil, April 14, 2009.

- L175) "Acute Cardiac Effects of Marathon Running" Special Guest Lecture, CLINIMEX Clínica de Medicina do Exercício, Rio deJaniero, Brasil, April 14, 2009.
- L176) "Interface entre doenca renal e cardiovascular: o rim mata o coracao ou o coracao mata o rim? Da para evitar esse extermino?" Terapeutica Cardiovascular International, Hospital Espanhol, Salvador, Brasil, April 17, 2009.
- L177) "A angiotomografia coronaria deve ser empregada em todo paciente com do toracica de risco baixo-moderado?" Terapeutica Cardiovascular International, Hospital Espanhol, Salvador, Brasil, April 17, 2009.
- L178) "Conferencia Internacional: Opportunidades para aperfeicoar o tratamento da insuficiencia cardiaca avancada/descompensada" Terapeutica Cardiovascular International, Hospital Espanhol, Salvador, Brasil, April 17, 2009.
- L179) "Invasive Versus Non-invasive Coronary Angiography: Guidelines for Achieving Optimal Outcomes" Annual Scientific Sessions of the Society for Cardiac Angiography and Intervention, Las Vegas, NV, May 7, 2009.
- L180) "Cardiorenal Syndrome" Moderator, American Society of Nephrology Annual Scientific Sessions, Renal Week 2009, San Diego, CA, October 29, 2009.
- L181) "The Creatinine Changes: Now What?" Cardiorenal Syndromes, Annual Scientific Sessions, AHA, Orlando, FL, November 16, 2009.
- L182) "Cardiorenal Syndromes: Strategies for Success" 19th Annual Cardiovascular Conference at Beaver Creek, Avon, CO, February 6-11, 2010.
- L183) "Cardiomyopathy of Obesity" 19th Annual Cardiovascular Conference at Beaver Creek, Avon, CO, February 6-11, 2010.
- L184) "Why Does Atherosclerosis Calcify: Clinical Implications" 19th Annual Cardiovascular Conference at Beaver Creek, Avon, CO, February 6-11, 2010.
- L185) "Prevention Trials in AKI" 15th International Conference on Continuous Renal Replacement Therapies (CRRT: 2010) Scientific Meeting, Del Coronado, CA, February 24, 2010.
- L186) "Cardiology Trials" 15th International Conference on Continuous Renal Replacement Therapies (CRRT: 2010) Scientific Meeting, Del Coronado, CA, February 24, 2010.

- L187) "Contrast Nephropathy: Prevention and Management" 15th International Conference on Continuous Renal Replacement Therapies (CRRT: 2010) Scientific Meeting, Del Coronado, CA, February 26, 2010.
- L188) "Lipoprotein-Associated Phospholipase A2 (Control#: 4599)" Symposium: Do New Markers & Genomics Enhance Risk Prediction? Annual Scientific Sessions of the ACC, Atlanta, GA, March 15, 2010.
- L189) "New Insights Into the Role of Heart-Kidney Interactions in the Cardiorenal Syndrome" (Control#: 16660) Symposium: Recognition and Management of the Cardiorenal Syndrome in Advanced Heart Failure, Annual Scientific Sessions of the American College of Cardiology, Atlanta, GA, March 15, 2010.
- L190) "B-Type Natriuretic Peptides in Cardiorenal Syndromes" 5th Annual Turning Science into Caring Symposium, Wiesbaden, Germany, March 25, 2010.
- L191) "CKD and CVD Interaction in KEEP" KEEP Update: the Common Soil of CKD and CVD, NKF Spring Clinical Meetings, Orlando, FL, April 16, 2010.
- "Cardio Renal Intersection, Crossroads to the Future Novel Coronary Risk Factors" NKF Spring Clinical Meetings, Orlando, FL, April 16, 2010.
- L193) "Diagnostic Workup of suspected heart disease in CKD" NKF Spring Clinical Meetings, Orlando, FL, April 17, 2010.
- L194) "BNP: Beyond Heart Failure (BNP más allá de la insuficiencia cardiaca)", XIX Chile 2010 Congreso Latinoamericano de Bioquimica Clinica, XVI Congreso Chileno de Quimica Clinica, Biomarcadores en Enfermedades Cario-Renales COLABIOCLI 2010, Santiago del Chile, April 21, 2010.
- L195) "Prevention of Cardiorenal Syndromes", 19th International Vicenza Course on Critical Care Nephrology, Vicenza, Italy, June 10, 2010.
- L196) "La Pandemia de la Obesidad: Que podemos hacer aquí y ahora" "Importancia de la Evaluación previa y el monitoreo cardiaco en rehabilitación cardiaca" "Ergoespirometria: Diagnostico e implicaciones terapéuticas," Sociedad Columbiana de Cardiologica y Ciruga Cardiovacular Fundacion Columbiana del Corazon Comite de Prevencion y Rebabilitacion Cardiovascular Dia Mundial del Corazon, Santa Marta, Columbia, September 25, 2010.
- L197) "CKD: A CHD Equivalent" 2010 Cardiometabolic Health Congress (CMHC), Boston MA, October 22, 2010.
- L198) "Treatment Disparities in Patients with Acute Coronary Syndromes and Kidney Disease" AHA Scientific Sessions 2010, Chicago, IL, November 13, 2010.

- L199) "Integration of Advanced Information Technology into Nephrology Practice" Moderator, at the American Society of Nephrology, Denver, CO, November 21, 2010.
- L200) "Cardiorenal Syndromes" Special Lecture, Mansoura Nephrology and Urology Center, Mansoura, Egypt, November 29, 2010.
- L201) "Neutrophil Gelatinase Associated Lipocalin." Al Mokhtabar Laboratories, Cairo, Egypt, December 1, 2010.
- L202) "Cardiorenal Syndromes" ACC Williamsburg Conference, Williamsburg, VA, December 5, 2010.
- L203) "Micronutrients and Cardiorenal Disease: Insights into Novel Assessments and Treatment" 13th International Conference on Dialysis, Advances in CKD 2011, Miami, FL, January 26, 2011.
- L204) "Managing High Risk Patients in a i2 Spotlight entitled Cardiac Care Team Spotlight: Approaches for CAD Management" American College of Cardiology 60th Annual Scientific Session and i2 Summit 2011, April 2, 2011, in New Orleans, LA.
- L205) "Lipid Management in Patients with Renal Insufficiency in a ACC Symposium entitled Lipid Management in Special Populations" American College of Cardiology 60th Annual Scientific Session and i2 Summit 2011, April 2, 2011, in New Orleans, LA.
- L206) "KEEP Symposium 2011: KEEP A New Longitudinal Dimension for a New Decade" NKF Spring Clinical Meetings, April 29, 2011, Las Vegas, NV.
- L207) "Disparities of Treatment for ACS and Heart Failure in CKD Patients" 20th International Vicenza Course on Hemodialysis and CKD, June 8, 2011, Vicenza, Italy.
- L208) "AKI: Can We Prevent It?" 20th International Vicenza Course on Hemodialysis and CKD, June 9, 2011, Vicenza, Italy.
- L209) "Measuring Natriuretic Peptides in Acute Coronary Syndromes" American Association of Clinical Chemistry Annual Meeting, Atlanta, GA, July 26, 2011.
- L210) "Biomarkers in Stable Angina and Microvascular Dysfunction", Emerging Role of Biomarkers in Cardiorenal Syndrome and Acute Coronary Syndrome: Diagnosis Stratification and Management, Siena Italy, September 2, 2011.
- L211) "Cardiorenal Syndrome Definition and Scope: Cardiac Perspective" 28th National Congress of Nephrology, Hypertension, Dialysis, and Transplantation, Antalya, Turkey, October 20, 2011.

- L212) "Targeted Hypertension Management for Optimal Cardiorenal Outcomes" 28th National Congress of Nephrology, Hypertension, Dialysis, and Transplantation, Antalya, Turkey, October 22, 2011.
- L213) "The KEEP Experience" 3rd International Symposium on Albuminuria The Prognostic Role of Albuminuria: Impact on Kidney and Cardiovascular Outcomes, Groningen, Netherlands, December 1, 2011.
- L214) "Cardiorenal Syndromes" Cardiology Guest Lecture, University of Chicago, Pritzker School of Medicine, Chicago, IL, January 18, 2012.
- L215) "Diagnosis of Cardiovascular Disease in CKD" 14th international conference on dialysis, advances in CKD 2012, Palm, Harbor, FL, January 26, 2012
- L216) "Acute Kidney Injury Guidelines" KDIGO Clinical Practice Conference: KDIGO Guidelines on Acute Kidney Injury, Glomerulonephritis, and Anemia, Shanghai, China, February 5, 2012
- L217) "Galectin-3: A Novel Blood Test for the Evaluation and Management of Heart Failure" Cardiology Grand Rounds, University of Arkansas for Medical Sciences, Little Rock, Arkansas, February 8, 2012
- L218) "Contrast-Induced Acute Kidney Injury" 17th Annual CRRT 2012, Acute Kidney Injury Controversies, Challenges, and Solutions, San Diego, CA February 15, 2012
- L219) "Recent Trials in the Prevention of Contrast-Induced AKI: Importance of Emerging Biomarkers" 17th Annual CRRT 2012, Acute Kidney Injury Controversies, Challenges, and Solutions, San Diego, CA February 17, 2012
- L220) "Role of Galectin-3 in Heart Failure" Joint American Association of Cardiologists of Indian Origin and ACC Dinner Symposium, American College of Cardiology Scientific Sessions 2012, Chicago, IL, March 25, 2012
- L221) "Bariatric Surgery: A Cure for Obesity?" American College of Cardiology Scientific Sessions 2012, Joint Symposium of the American Association of Clinical Endocrinologists and the ACC: Cardiologists as Endocrinologists Emerging Management of the Diabetic Patient, Chicago, IL, March 26, 2012
- L222) "Practical Management of Obesity for the Cardiologist" 48th Annual Robert M. Jeresaty Cardiovascular Symposium, Hartford, CT, May 3, 2012
- L223) "Prevention of Cardiovascular Events: Beyond Statins" 48th Annual Robert M. Jeresaty Cardiovascular Symposium, Hartford, CT, May 3, 2012

- L224) "Contrast Media and Patient Safety: The Clinical Impact" Swiss Congress of Radiology, Zurich, Switzerland, May 31, 2012
- L225) "Importance of Methodological Rigor in CI-AKI Meta-Analyses" 48th Congresso Nazionale Italian Society of Radiology (SIRM), Torino, Italy, June 2, 2012
- L226) "Chronic Kidney Disease and Heart Failure" 2012 Cardiometabolic Health Congress (CMHC) Boston, MA, October 12, 2012
- L227) "Chronic Kidney Disease and Acute Myocardial Infarction" CKD a Recipe for CVD Disaster, Kidney Week, American Society of Nephrology, San Diego, CA, October 30, 2012
- L228) "Epidemiology and Pathophysiology of Coronary Artery Disease in Chronic Kidney Disease" Scientific Sessions 2012, AHA, Los Angeles, CA, November 5, 2012
- L229) "The Cardiorenal Syndrome" Acute Dialysis Quality Initiative 11: Cardiorenal Syndromes, Venice, Italy, November 30, 2012
- L230) "Cardiorenal Syndromes" Cardiology Grand Rounds, University of Missouri School of Medicine, Columbia, MO, December 20, 2012
- L231) "Diagnosis and Management of Coronary Disease in Patients with Kidney Disease" Internal Medicine Grand Rounds, University of Missouri School of Medicine, Columbia, MO, December 20, 2012
- L232) "The Hypertension Epidemic: Are We Any Further Ahead?" 22nd Annual Cardiovascular Conference at Beaver Creek, Avon, CO, February 9-16, 2013
- L233) "Cardiorenal Syndromes: The Cardiac Perspective" Inaugural Cardio Renal Society of America (CRSA), 14th Annual Southwest Nephrology Conference (SWNC), Chandler, AZ, March 2, 2013
- L234) "Managing Hyponatremia in Cardiorenal Syndromes" Satellite Symposia to the NKF Spring Clinical Meetings, Orlando, FL, April 3, 2013
- L235) "Session Title: Debate: To Screen or Not to Screen for CKD--PRO? NKF Spring Clinical Meetings, Orlando, FL, April 5, 2013
- L236) "Galectin-3: A Novel Biomarker for the Assessment and Management of Heart Failure" Heart Failure Conference, University of Pittsburgh Medical Center, Pittsburgh, PA, May 28, 2013

- L237) "The Kidney in Heart Failure" 31st International Vicenza Course on Critical Care Nephrology, June 11-14, 2013, Vicenza, Italy
- L238) "Contrast-Induced Acute Kidney Injury" 31st International Vicenza Course on Critical Care Nephrology, June 11-14, 2013, Vicenza, Italy
- L239) "Novel Biomarkers in the Prognosis and Management of Heart Failure" BUMC Medicine Grand Rounds, August 20, 2013, Dallas, TX
- L240) "Cardiorenal Syndromes: New Insights into Combined Heart and Kidney Failure" Cardiology Grand Rounds, University of Virginia Medical Center, August 26, 2013, Charlottesville, VA
- L241) "Major Advances in the Treatment of Atherosclerosis: New Options for Patients with Familial Hypercholesterolemia and Those Intolerant to Conventional Lipid Lowering Therapy" Cardiology Update, University of Missouri School of Medicine, September 14, Columbia, MO
- L242) "Keynote Address: Recent Advances in the Assessment of Acute Kidney Injury with Neutrophil Gelatinase Associated Lipocalin" 47th Brazilian Congress of Clinical Pathology and Laboratory Medicine, September 23, 2013, Sao Paulo, Brazil.
- L243) "Advancements in Cardiometabolic Risk Assessment: Expert Analysis of Recent Evidence and Outcomes" 2013 Cardiometabolic Health Congress, October 2, 2013, Boston, MA.
- "Keynote Address: Cardiorenal Syndromes: New Insights to Patients with Combined Heart and Kidney Failure" Fourth Italian Great Network Congress, Focus on Innovation and Translational Research in Emergency Medicine, Sapienza Universita di Roma, October 14-18, 2013, Rome, Italy.
- L245) "Practical Experience with Galectin-3" Fourth Italian Great Network Congress, Focus on Innovation and Translational Research in Emergency Medicine, Sapienza Universita di Roma, October 14-18, 2013, Rome, Italy.
- L246) "Using Novel Biomarkers in the Assessment and Management of Heart Failure" Bon Secours Cardiovascular Conference, October 25, 2013, Williamsburg, VA
- L247) "Detection and Consequences of Iron Deficiency Anemia in CKD Patients" Session Title: The Role of Iron in the Optimization of Anemia Management in CKD, American Society of Nephrology, Kidney Week, November 9, 2013, Atlanta, GA
- L248) "Bench to Bedside: What Happens to the Physiologic Systems After an Acute Bout of High Intensity/Volume Exercise?" Session Title: Cardiovascular Seminar entitled Potential

- Cardiotoxicity of Extreme Endurance Exercise, Annual Scientific Sessions of the AHA, November, 20, 2013, Dallas, TX.
- L249) "Atrasentan for the treatment of diabetic nephropathy: how to control the risk of heart failure?" Session Title: "Lessons Learned from First Post FDA Guidance Case Studies of Diabetes CV Outcomes Trials, 10th Global CardioVascular Clinical Trialists (CVCT) Forum, December 7, 2013, Paris, France.
- L250) "Reflection: Biomarker-based modeling tools: safer drugs and faster development?" A workshop initiated by the TI-Pharma Escher project for academia, industry, and the European Medicines Agency, January 24, 2014, Amsterdam, the Netherlands.
- L251) "Focus on lipids: HDL and Its Associated Lipoproteins in Cardiac and Renal Disease" Changing Paradigms in Acute Kidney Injury: From Mechanisms to Management Sponsored by UAB/UCSD O'Brien Center for AKI Research, 19th International Conference on Advances in Critical Care, CRRT 2014, International Society of Nephrology, Acute Kidney Injury Network, March 4-7, 2014, San Diego, CA.
- L252) "Cardiac and Renal Fibrosis in Chronic Cardiorenal Syndromes" Targeting Recovery from Acute Kidney Injury:, 19th International Conference on Advances in Critical Care, CRRT 2014, International Society of Nephrology, Acute Kidney Injury Network, March 4-7, 2014, San Diego, CA.
- L253) "Statins for AKI: Friend or Foe" Controversies in Critical Care Nephrology:, 19th International Conference on Advances in Critical Care, CRRT 2014, International Society of Nephrology, Acute Kidney Injury Network, March 4-7, 2014, San Diego, CA.
- L254) "Managing Heart Failure and Cardiorenal Syndrome" Workshop, 19th International Conference on Advances in Critical Care, CRRT 2014, International Society of Nephrology, Acute Kidney Injury Network, March 4-7, 2014, San Diego, CA.
- L255) "ST2: A Novel Biomarker in the Assessment and Management of Heart Failure" 2nd Annual Cardio Renal Society of America (CRSA), 15th Annual Southwest Nephrology Conference (SWNC), Ft. McDowell, AZ, March 8, 2014.
- L256) "Cardiac and Renal Fibrosis in Chronic Cardiorenal Syndromes" 2nd Annual Cardio Renal Society of America (CRSA), 15th Annual Southwest Nephrology Conference (SWNC), Ft. McDowell, AZ, March 8, 2014.
- L257) "New Approaches to the Management of Cardiorenal Syndromes" 2nd Annual Cardio Renal Society of America (CRSA), 15th Annual Southwest Nephrology Conference (SWNC), Ft. McDowell, AZ, March 8, 2014.

- L258) "My New Favorite Biomarker: Galectin-3" 2014 UCSD Biomarkers in Clinical Practice Symposium, La Jolla, CA, April 5, 2014.
- L259) "Changing Profile of Chronic Hyperkalemia" NKF Spring Clinical Meetings, Las Vegas, NV, April 24, 2014.
- L260) "The Next Generation of Screening for Kidney Disease" NKF Spring Clinical Meetings, Las Vegas, NV, April 25, 2014.
- L261) "Cardiorenal Syndromes" Cardiology, Diabetes & Nephrology at the Limits, Royal College of Physicians, London, UK, April 26, 2014.
- L262) "Acute Cardiorenal Syndromes: New Insights into Combined Heart and Kidney Failure" Actual Problems of Extracorporeal Blood Purification in Intensive Care, Russian Scientific Society of Specialists in Extracorporeal Blood Purification, Bakoulev Scientific Center for Cardiovascular Surgery of the Russian Academy of Medical Sciences, Moscow, Russia, May 22, 2014.
- L263) "Fibrosis in the Heart and Kidneys in the Pathogenesis of Chronic Cardiorenal Syndromes" Actual Problems of Extracorporeal Blood Purification in Intensive Care, Russian Scientific Society of Specialists in Extracorporeal Blood Purification, Bakoulev Scientific Center for Cardiovascular Surgery of the Russian Academy of Medical Sciences, Moscow, Russia, May 23, 2014.
- L264) "Hyperkalemia: Old Foe with New Faces" 51st European Renal Association European Dialysis and Transplantation Association Congress, Amsterdam, the Netherlands, June 2, 2014.
- "Contrast Induced Complications in the Cath Lab" Transcatheter Cardiovascular Therapeutics (TCT) Russia, Moscow, Russia, June 16, 2014.
- L266) "The RAASi Debate: Should RAAS Continue with a Declining GFR?: Will the Path be Clearer" Co-Chair, European Society of Cardiology, Barcelona, Spain, August 31, 2014.
- L267) "Novel Markers of Acute and Chronic Kidney Injury," Where Inflammation Meets Lipids: Broad Based Strategies for Risk Reduction, Cleveland Heart Labs, Cleveland, OH, September 12, 2014.
- L268) "Advances in the Understanding of Acute and Chronic Cardiorenal Syndromes: Pathophysiological Crosstalk of Multiple Metabolic and Neurohormonal Systems" 41st Williamsburg Cardiovascular Conference, Williamsburg, VA, December 7, 2014.
- L269) "CHADS, CHADS-VASc, HAS-BLED, What Does it Mean and How Do We Use It? Atrial Fibrillation Session, Dallas-Leipzig Valve 2104, Dallas, TX, December 11, 2014.

- L270) "Soup-to-Nuts Renal Failure: Caring for the Patient with Kidney Injury" Society of Critical Care Medicine, Phoenix, AZ, January 19, 2015.
- L271) "RAASi Optimization in Heart Failure" 2nd Annual Cardiorenal Society of America Meeting, Phoenix, AS, February 28, 2015.
- L272) "Cardiac Surgery Associated Acute Kidney Injury" Association of Physician Assistants in Cardiac Surgery, Las Vegas, NV, March 3, 2015.
- L273) "The Potassium Challenge in CKD: Managing Acute and Chronic Hyperkalemia: Novel Polymer-Based Potassium Binders: Clinical Evidence" NKF Spring Clinical Meetings, March 27, 2015.
- L274) "KEEP Healthy: Insights into CKD Care" NKF Spring Clinical Meetings, March 28, 2015.
- L275) "The Heart of the Matter" NKF Spring Clinical Meetings, March 28, 2015.
- L276) "Literature Review: CVD" NKF Spring Clinical Meetings, March 28, 2015.
- L277) "Biomarkers of Kidney and Heart Injury in Cardiorenal Syndrome" Cardionephrology 2015, Rome, Italy, April 16, 2015.
- L278) "AKI after Acute Myocardial Infarction: Contrast, Organ Crosstalk and Complications"33rd Vicenza Course on Critical Care Nephrology in Vicenza, Italy, June 9-12, 2015.
- L279) "A New Mechanism of Action for Addressing Hyperkalemia: New Data on Non-Polymer Hyperkalemia Therapies" 33rd Vicenza Course on Critical Care Nephrology in Vicenza, Italy, June 9-12, 2015.
- L280) "Lp-PLA2 as a marker of Vascular Inflammation and CHD Risk Assessment"

 Symposium: Advances in Laboratory Testing for Coronary Heart Disease; The New PLAC

 Test for Lp-PLA2 Activity, American Association of Clinical Chemistry Annual Meeting,

 Atlanta, GA, June 29, 2015.
- L281) "Galectin-3 in the Prognosis and Management of Heart Failure" American Association of Clinical Chemistry Annual Meeting, Atlanta, GA, June 29, 2015.
- L282) "Cardio-Renal Syndrome and Clinical Implications" AKI from Pathophysiology to Clinical Implications, Global Research on Acute Conditions Team (GREAT) Annual Meeting, Rome, Italy, September 5, 2015.
- L283) "Lp-PLA2 and Testing for Primary Prevention Risk Assessment" 2015 Cardiometabolic Health Congress, Harvard Medical School, Boston, MA, October 22, 2015.

- L284) "Heart and Kidney: a Dangerous Liaison" Comorbidities in Heart Failure: From Guidelines to Clinical Practice, 775 Anniversary University of Sienna, Sienna, Italy, October 29, 2015.
- L285) "Role of BNP, Pro-BNP, and Elevated Left Ventricular Mass in Cardiorenal Syndrome" American Society of Nephrology Kidney Week, San Diego, CA, November 6, 2015.
- L286) "How to Use Urine Thromboxane B2 to Select and Monitor Aspirin Therapy" Moderator, Scientific Sessions 2015, AHA, Orlando, FL, November 10, 2015.
- L287) "Putting it All Together: How to Use Urine 11-Dehydrothromboxane B2 In Clinical Practice" Scientific Sessions 2015, AHA, Orlando, FL, November 10, 2015.
- L288) "Neurogenic Orthostatic Hypotension" Moderator, Scientific Sessions 2015, AHA, Orlando, FL, November 10, 2015.
- L289) "Cardiac Cachexia" Managing Disease Related Lean Body Mass Loss Through Clinical and Nutritional Interventions, The Sackler Institute for Nutrition Science The New York Academy of Sciences, New York, NY, December 4, 2015.
- L290) "The Devastating Consequences of Systemic Hypertension and What To Do About It?" 42st Williamsburg Cardiovascular Conference, Williamsburg, VA, December 6-8, 2015.
- L291) "The Impact and Management of Malnutrition in Patients with Heart Failure" Heart Failure University 2015, Conference Co-Chair, Los Angeles, CA, December 11-13, 2015.
- L292) "Acute and Chronic Cardiovascular Effects of Hyperkalemia: New Insights Into Prevention and Clinical Management" Heart Failure University 2015, Conference Co-Chair, Los Angeles, CA, December 11-13, 2015.
- L293) "Lipoic Acid in the Prevention of Acute Kidney Injury" 21st International Conference on Continuous Renal Replacement Therapies CRRT 2016, San Diego, CA, February 16-18, 2016.
- L294) "Novel Approaches for Recognition and Management of Life Threatening Complications of AKI and CKD" 21st International Conference on Continuous Renal Replacement Therapies CRRT 2016, San Diego, CA, February 16-18, 2016.
- L295) "Making Iodinated Contrast Less Nephrotoxic with Cyclodextrin" 21st International Conference on Continuous Renal Replacement Therapies CRRT 2016, San Diego, CA, February 16-18, 2016.

- L296) "Cardiorenal Syndrome" 4th Annual Cardio-Renal Metabolic Conference, Cardiorenal Society of America, Phoenix, AZ, March 13, 2016.
- "Cardiorenal Syndromes Identification: Prevention and Management of CI-AKI" China Interventional Therapeutics (CIT), Beijing, Shanghai Zhong Shan Hospital, Shanghai, The 2nd Affiliated Hospital of Zhejiang University, Hangzhou, Xi Jing Hospital, Xi'an, Nanjing 1st Hospital, Nanjing, Peoples Republic of China, March 14-21, 2016.
- L298) "Cardiorenal Syndromes" Keynote Address, Inaugural Cardio-Renal Connections Meeting, San Antonio, TX , April 16, 2016.
- L299) "Galectin-3 in the Prognosis and Management of Heart Failure" American Association of Clinical Chemistry Annual Scientific Meeting, Philadelphia, PA, August 1, 2016.
- L300) Hemodialysis University, "Is It Heart Failure or Fluid Overload?", Chicago, IL, September 10, 2016.
- L301) "Novel Agents for the Treatment of Hyperkalemia" Heart Failure Society of America Annual Scientific Meeting, Orlando, FL, September 18, 2016.
- L302) Symposium "Hyperkalemia in the Emergency Department: Updates on the Current Management of a Complex Condition." "Novel Agents for the Prevention and Treatment of Hyperkalemia" American College of Emergency Physicians Scientific Assembly, Las Vegas, NV, October 14, 2016
- L303) Moderator "CVD in Patients with CKD: Update from the CRIC Study" Annual Scientific Sessions of the AHA, New Orleans, LA, November 13, 2016
- L304) Program Chairman "A Night at the Museum: Inaugural Symposium of the Cardiorenal Society of America Transcending the Dinosaurs: Guiding AKI Prevention using next-gen biomarkers: Real World Experiences from modern practices" satellite Symposium at American Society of Nephrology Kidney Week, Field Museum, Chicago, IL, November 18, 2016
- L305) "Pathobiologic Systems Involved in Cardiorenal Disease" 43rd Williamsburg Cardiovascular Conference, Williamsburg, VA, December 3-5, 2016
- L306) "Cardiac Cachexia" Heart Failure University, MedReviews LLC, Los Angeles, CA, December 10, 2016
- L307) "Is There a Role for Bariatric Surgery in Heart Failure Patients with Obesity?" Scientific Sessions 2017, American College of Cardiology, Washington, DC, March 18, 2017

- L308) "Vascular and Cardiac Hypertrophy in Fabry Disease" 5th Annual Fabry Nephropathy Update, Mexico City, Mexico, April 26, 2017
- L309) "Introduction to Cardiorenal Medicine" Cardiorenal University, Anaheim, CA, May 18, 2017
- L310) "Sudden Death in End-Stage Renal Disease" Cardiorenal University, Anaheim, CA, May 18, 2017
- L311) "Cardiorenal Syndromes and Heart Failure" Conference Chair, Disease Global Outcomes (KDIGO) Controversies Conference on Heart Failure in Chronic Kidney Disease, Athens, Greece, May 25-28, 2017
- L312) "Vadadustat Does Not Prolong Corrected QT Interval In A Thorough QTC Study In Healthy Subjects" 54th ERA-EDTA Congress, Madrid, Spain, June 3-6, 2017
- L313) "Cardiorenal Syndromes" 1st Annual Heart iN Diabetes: Where the Heart, Kidney, and Diabetes Meet in Clinical Practice, Philadelphia, PA, July 14-16, 2017
- L314) "Cardiovascular Disease in Patients with Chronic Kidney Disease: A Serious Link" TOP 2017--Target Organ Protection Conference, Bangalore, India, August 11, 2017
- L315) "Statin Therapy to Prevent Onset and Progression of Vascular Disease" TOP 2017--Target Organ Protection Conference, Bangalore, India, August 11, 2017
- L316) "Keynote Address: Cardiorenal Society of America" 5th Annual Scientific Meeting of the Cardiorenal Society of America, Phoenix, AZ, October 6, 2017
- L317) "Cardiovascular Benefits of Home Hemodialysis" Addressing Unmet Needs in Dialysis: Cardiovascular Care and Volume Control Symposium, Kidney Week 2017 American Society of Nephrology, New Orleans, LA, November 4, 2017
- L318) "CIEDs in ESRD Patients: What Are the Long-Term Data?" Kidney Week 2017 American Society of Nephrology, New Orleans, LA, November 4, 2017
- L319) "Cardiovascular Seminar Cardiorenal Syndrome: Who hurts who?" AHA Scientific Sessions 2017, Anaheim, CA, November 14, 2017
- L320) "Cardiac and Renal Fibrosis in CRS" AHA Scientific Sessions 2017, Anaheim, CA, November 14, 2017
- L321) Chair, Inaugural Cardiometabolic University and Nutrition Academy "The Skinny on Weight Loss: Practical Considerations for the Cardiovascular Specialist" MedReviews, Westlake, TX, December 1-3, 2017

- L322) "Clinical Laboratory Advancements in Cardiometabolic Disease: Screening, Diagnosis, Prognosis, and Management" 44th Annual Williamsburg Conference on Heart Disease, Williamsburg, VA, December 4, 2017
- L323) "The Skinny on Weight Loss: Practical Approaches for the Cardiovascular Specialist" Cardiometabolic University 2017, Conference Chair, Dallas, TX, December 1-3, 2017
- L324) "Diagnosis, Evaluation, and Role of Biomarkers in Heart Failure" Heart Failure University 2017, Conference Co-Chair, Los Angeles, CA, December 10-12, 2017
- L325) "Biomarkers of Kidney Dysfunction and Cardiorenal Syndrome" University of California at San Diego 14th Annual Biomarkers in Heart Failure and Acute Coronary Syndromes: Diagnosis, Treatment and Devices, San Diego, CA, March 2, 2018
- L326) "What do I do to Prevent Contrast Induced Renal Injury" 23rd International Conference on Continuous Renal Replacement Therapies CRRT 2018, San Diego, CA, March 8, 2018
- L327) "AKI in the patient with Cancer" 23rd International Conference on Continuous Renal Replacement Therapies CRRT 2018, San Diego, CA, March 8, 2018.
- L328) "CKD-Related Anemia and Cardiac Complications" NKF Spring Clinical Meetings, Austin, TX April 14, 2018
- L329) "Principles of Distributive Shock" Cardiorenal Society of America National Grand Rounds Series, Boston, MA, April 30, 2018
- L330) "Biomarkers with More Muscle: Moving Beyond Serum Creatinine to Define Cardiorenal Syndrome in HF" Heart Failure Society of American Annual Scientific Sessions, Nashville, TN, September 15, 2018
- L331) "Heart Failure in Cardiorenal Syndrome: Updates on Biomarkers" Cardiorenal Society of America Annual Scientific Meeting, Phoenix, AZ, October 6, 2018
- L332) "Novel Approaches in Lowering LDL-C" Cardiorenal Society of America Annual Scientific Meeting, Phoenix, AZ, October 6, 2018
- L333) "What Do We Know About Cardiorenal Physiology? An Overview" American Society of Nephrology Kidney Week, San Diego, CA, October 26, 2018
- L334) "Prevention of Heart Failure: The Next Frontier" Cardiometabolic Health Conference, Boston, MA, October 27, 2018

- L335) "AKI and Heart Failure: How to Manage Compared to the General Population" Cardiometabolic Health Conference, Boston, MA, October 27, 2018
- L336) "SGLT-2 Inhibitors and Cardio-renal Outcomes: Mechanistic Role and Rationale for Treatment of Heart Failure" American Heart Association Annual Scientific Sessions, Chicago, IL, November 10, 2018
- L337) "Obesity and Heart Disease" 44th Annual Williamsburg Conference on Heart Disease, Williamsburg, VA, December 4, 2018
- L338) "Current Concepts in Hypertension Management" University of Texas Health Science Center, Tyler, TX, January 15, 2019
- L339) "Managing the Heart Failure Patient with Worsening Renal Function (WRF)" 24th International Conference on Continuous Renal Replacement Therapies CRRT 2019, San Diego, CA, February 28, 2019
- L340) "Cardiorenal Syndrome: What Have We Learned?" 24th International Conference on Continuous Renal Replacement Therapies CRRT 2019, San Diego, CA, February 28, 2019
- L341) "Debate: Biomarker Guided Heart Failure Therapy: Con: Neuropeptides; ST2" 15th Annual USCD Biomarkers in Heart Failure and Acute Coronary Syndromes, Diagnosis, Treatment & Devices, La Jolla, CA March 1, 2019
- L342) "Cardiorenal Syndromes" Cardionephrology Congress, Rome, March 12 to 14, 2019
- L343) "Iron and Heart Failure" Cardiometabolic Health Congress West meeting in Phoenix, AZ on Saturday, May 4, 2019
- "Up to Date Management of Arrhythmias in Dialysis Patients" National Kidney Foundation Spring Clinical Meetings, May 11, 2019
- L345) "Lipids in Chronic Kidney Disease" National Kidney Foundation Spring Clinical Meetings, May 11, 2019
- L346) "Cardiorenal Syndromes" Helen Dunham Cardio-Renal Lecture and Cardiovascular Grand Rounds, Brigham and Women's Hospital, Boston, MA, May 23, 2019
- L347) "Chronic Kidney Disease as a Cardiovascular Risk State" Helen Dunham Cardio-Renal Lecture and Cardiovascular Grand Rounds, Brigham and Women's Hospital, Boston, MA, May 23, 2019

- L348) "Biomarkers and Assessment of Cardiac Function In Fabry Cardiomyopathy" 6th Update on Fabry Disease: Biomarkers, Progression and Treatment Opportunities, Prague, Czech Republic, May 26-28, 2019
- L349) "Contrast-Induced Acute Kidney Injury" 37th Vicenza Course on AKI &CRRT, Vicenza, Italy, May, 28-30 2019
- L350) "Cardiac Biomarkers in AKI" 37th Vicenza Course on AKI &CRRT, Vicenza, Italy, May, 28-30 2019
- L351) "Risk Mitigation in the Cardiac Catheterization Laboratory" 37th Vicenza Course on AKI &CRRT, Vicenza, Italy, May, 28-30 2019
- L352) "Pathophysiology and Current Concepts in Classification" Clinical Practice Clinical Science Track: Treatment of Cardiorenal Syndrome, American Heart Association Hypertension Scientific Sessions, New Orleans, LA, Sept 8, 2019
- L353) "Cardiovascular Genetics" 44th Annual Williamsburg Conference on Heart Disease, Williamsburg, VA, December 9, 2019
- L354) "Cardiorenal Syndromes" 17th World Congress on Insulin Resistance, Diabetes & Cardiovascular Disease (WCIRDC), Los Angeles, CA, December 4-7, 2019
- L355) "Cardiorenal Syndromes" Internal Medicine Grand Rounds, Eastern Virginia College of Medicine, Norfolk, VA, February 19, 2020
- L356) "Keynote Address: Prevention of Heart and Kidney Disease" Annual Cardio Renal Metabolic Conference, Cardiorenal Society of America, Phoenix, AZ March 6, 2020
- L357) "Cardioprotective Effects of Antidiabetic Medications: Focus on Sodium-Glucose Transporter-2 Antagonists" Annual Cardio Renal Metabolic Conference, Cardiorenal Society of America, Phoenix, AZ March 7, 2020
- L358) "Fabry Disease: A Unique Cardiorenal Model" Annual Cardio Renal Metabolic Conference, Cardiorenal Society of America, Phoenix, AZ March 7, 2020
- L359) "Biomarkers in Heart and Kidney Disease: Practical Applications" Annual Cardio Renal Metabolic Conference, Cardiorenal Society of America, Phoenix, AZ March 7, 2020
- L360) "Expert Briefing from ADA 2020 Select Sessions: Update on Heart Failure for the Diabetologist & Cardiorenal–Metabolic Axis in Diabetes" American Diabetes Association, June 14, 2020

- L361) "CKD, CHD and Hyperkalaemia: Clinical Outcomes, Morbidity and Mortality" American College of Cardiology - American Society of Nephrology Masterclass September 11, 2020
- L362) "RAASi Enabling in Cardiology Practice Traditional vs New Potassium Binders;
 Potassium Binders for Treatment of Hyperkalaemia in HF" American College of Cardiology American Society of Nephrology Masterclass September 11, 2020
- L363) "Optimizing Transitions from Hospital to Home: Best Practices for Reducing Readmissions in Heart Failure" Hospital Management Summit, October 3, 2020.
- L364) "Assessment and Management of Hyperkalemia in the Hospital Setting: Optimizing Patient Outcomes" Hospital Management Summit, October 3, 2020.
- L365) "Navigating the Challenges of Cardio-Renal Syndrome" 7th Annual Kansas Cardiovascular Symposium, October 10, 2020
- L366) "Management Considerations for Heart Failure in CKD" American Society of Nephrology Kidney Week 2020, October 24, 2020
- L367) "Pathophysiologic Basis and Rationale for Early Ambulatory Treatment of SARS-CoV-2 (COVID-19), Scilnov, November 2, 2020
- L368) "CV and Renal Benefits with new anti-diabetes medications: Potential Mechanisms" CReDO Conferences Middle East North Africa (MENA) 2020, November 6, 2020
- L369) "Consequences of Withholding GDMT for Heart Failure in CKD: One Step Forward, Two Steps Back" AHA 2020 November 16, 2020
- L370) "Early Ambulatory Treatment for SARS-CoV-2 (COVID-19)" Early Outpatient
 Treatment: An Essential Part of a COVID-19 Solution. US. Senate Committee on Homeland
 Security and Governmental Affairs, Washington DC November 19, 2020
- L371) "Pathophysiological Basis & Rationale for Early Outpatient Treatment of SARS-CoV-2 (COVID-19) Infection" 18th Annual World Congress Insulin Resistance Diabetes & Cardiovascular Disease, December 3, 2020
- L372) "Early Ambulatory Therapy for COVID-19 and Update on Vaccine Safety" Heritage Foundation, Washington DC, June 23, 2021
- L373) "Pathophysiological Basis and Clinical Rationale for Early Ambulatory Treatment of COVID-19" Question Everything Conference Lockdowns Is Now the Time for a Better Solution?, London, UK, July 17, 2021

L374) "Pathophysiological Basis and Clinical Rationale for Early Ambulatory Treatment of COVID-19 and Update on Vaccine Safety" American Academy of Anti-Aging Medicine, Ann Arbor, MI, July 18, 2021

INTERNAL COMMITTEE POSITIONS

- 1) Member, Henry Ford Medical Group Hypertension Control Committee, 1998.
- 2) Ranking Member and Presenter, HFHS Institutional Review Board, 1998-2000.
- 3) Member, HFHS Teaching and Education Committee, Co-Chair of the Research Subcommittee, 1999-2000
- 4) Member, HFHS Graduate Medical Education Committee, 1999-2000.
- 5) Member, HFHS, Internal Medicine Residency Selection Committee, 1998-2000.
- 6) Chair, HFHS, Cardiovascular Diseases Fellowship Program Selection Committee, 1999-2000.
- 7) Co-Chair, HFHS, Information Technology and Medical Records Committee, 1999-2000.
- 8) Member, HFHS Department of Internal Medicine, Research Committee, 1999-2000.
- 9) Member, UMKC Adult Health Sciences Institutional Review Board, 2001-2002
- 10) Member, UMKC, Cardiovascular Diseases Fellowship Program Selection Committee, 2000-2002
- 11) Member, Truman Medical Center (TMC) Information Technology Steering Committee, 2001-2002.
- 12) Member, WBH Diabetes Research Center Steering Committee, 2002-2003
- 13) Chairperson, WBH Staff Privileges Appeals Committee, March 31, 2004
- 14) Chairperson, WBH Search Committee for Medical Director of Transplantation Medicine, 2005-2006
- 15) WBH Research Institute Board of Governors, board member, 2007-2010

- 16) Oakland University William Beaumont School of Medicine, Medical Student Committee (founding) for development of Liaison Committee on Medical Education (LCME) application, 2007-2010
- 17) St. John Providence Health System Graduate Medical Education Steering Committee (Chair), 2010 to 2013
- 18) St. John Providence Health System Research Leaders Committee, Chair, 2010 to 2012; Co-Chair 2012 to 2013
- 19) Ascension Michigan Research Affinity Group, Chair, 2010 to 2012; Co-Chair 2012 to 2013
- 20) St. John Providence Health System Executive Committee, 2011 to 2013
- 21) St. John Providence Health System Guidelines Committee, 2012 to 2013
- 22) St. John Providence Health System Presidents Council, 2012 to 2013
- 23) St. John Providence Health System Electronic Medical Record Meaningful Use Steering Committee, 2013
- 24) BUMC Graduate Medical Education Committee, 2014 to present
- 25) BUMC Internal Medicine Residency Program Clinical Competency Committee, 2014 to 2021
- 26) BUMC Clinical Cardiology Fellowship Program Clinical Competency Committee, 2014 to 2021
- 27) BUMC Founding Member, Department of Molecular Pathology and Medicine, 2016 to 2021
- 28) BUMC Precision Medicine Executive Committee, 2016 to 2021
- 29) BUMC COVID-19 Therapeutic Task Force 2020

EXTERNAL COMMITTEE POSITIONS

- 1) Member, AHA National Women's Heart Disease and Stroke Campaign, Healthcare Provider Sub-Group, Dallas, TX, 1998-1999
- 2) Member, AHA, Chronic Coronary Disease in the Elderly National Database Planning Committee, Dallas, TX, 1998-2000

- 3) Chair, Michigan Chapter of the American College of Cardiology, Annual Mini-Board Review, 1999-2000
- 4) Member, Michigan Chapter of the American College of Cardiology, Annual Meeting Planning Committee, 1999-2000
- 5) Member, National Kidney Disease Outcomes Quality Initiative (K/DOQI) Clinical Practice Guidelines Committee on Chronic Kidney Disease, Andrew S. Levey, MD, Chair, 2001-2002
- 6) Member, K/DOQI Learning System (KLS)™ Advisory Board, NKF, New York, NY, 2003 to 2010
- 7) Member, International EECP Patient Registry Working Group, 2003-2008.
- 8) Counselor at large, Michigan Chapter of the American College of Cardiology, 2004-2006
- 9) Member, Planning Committee, AHA, Prevention VIII Conference: Kidney Disease, Hypertension, and Cardiovascular Disease, January 26-28, 2006, Orlando, FL
- 10) Chair, Contrast-Induced Nephropathy (CIN) Working Group Consensus Panel, (international, multispecialty, consensus panel with published findings) 2004-2006. Published in *Am J Cardiol* 2006 Vol 98(6)
- 11) Workgroup Member, Kidney Disease Improving Global Outcomes (KDIGO), United States Representative, Amsterdam, Netherlands, 2004, 2006
- 12) Member, Kidney Disease Improving Global Outcomes (KDIGO) Group for the development of Clinical Practice Guidelines for the Diagnosis, Evaluation, Prevention, and Treatment of Chronic Kidney Disease Related Mineral and Bone Disorders (CKD-MBD), Paris, France, 2007-2008
- 13) Board of Directors Member, Kidney Disease Improving Global Outcomes (KDIGO), United States Representative, Brussels, Belgium, 2007-2010
- 14) Workgroup Member, The Sixth International Acute Dialysis Quality Initiative (ADQI)
 Consensus Conference VI: Acute Kidney Injury in Cardiac Surgery, Vicenza, Italy May 27 –
 28, 2007
- 15) Workgroup Leader, Prevention: The Seventh International Acute Dialysis Quality Initiative (ADQI) Consensus Conference VII: Cardiorenal Syndrome, Venice, Italy, September 4-5, 2008, with publication n *Nephrology, Dialysis, and Transplantation*, 2010.
- 16) Chairman, Natriuretic Peptide Testing in Acute Coronary Syndromes Consensus Panel, with published findings in *Reviews in Cardiovascular Medicine* 2010, Dallas, TX, March 2, 2010

- 17) Scientific Advisory Board, NKF, New York, NY, 2010 to present
- 18) Scientific Advisory Board, Cardiorenal Society of America, Phoenix, AZ, 2012 to present
- 19) Workgroup Member, "Cardiovascular Disease in CKD: What is it and what can we do about it?" Kidney Disease Improving Global Outcomes (KDIGO), October 29-31, 2010, London, England.
- 20) Chairman, "Cardio-Renal Syndromes II: from pathophysiology to therapy" Eleventh Consensus Conference Cardio-Renal Syndromes II November 30 December 2, 2012, Venice, Italy.
- 21) Conference Co-Chair: "Kidney Disease Global Outcomes (KDIGO) Controversies Conference on Heart Failure in Chronic Kidney Disease", Athens, Greece, May 25-28, 2017
- 22) Chairman, "Cardiometabolic University", Dallas, TX, December 3-4, 2017
- 23) Chair, American Heart Association Council on the Kidney in Cardiovascular Disease and Council on Clinical Cardiology. Cardiorenal Syndrome: Classification, Pathophysiology, Diagnosis, and Treatment Strategies: A Scientific Statement From the American Heart Association, 2019
- 24) Committee Member, American College of Cardiology, Navigating Treatment Decisions for Patients with ASCVD and Multiple Comorbidities Committee, 2019-2020
- 25) Chief Medical Advisor, Truth for Health Foundation, Tucson AZ, 2021 to present
- 26) Advisory Board Member, TrialSite News, 2021 to present
- 27) National and International Advisor/Reviewer/Presenter/Contributor for 4D Molecular Therapies, ABC News, Abbott Laboratories, AbbVie, Advanced Health Media, Aegerion, Affymax, Akceia, Akebia, Alere North America, AMAG, Amersham, Amgen, Amylin, AntiSeptiscope, Aralez, Ardian, Adelyx, Arra Hitech, Astellas, AstraZeneca, Astute Medical, Atherotech, Axio, BG Medicine, Avenue Therapeutics, Aventyn, Back Bay Lifescience Advisors, Bayer, Biocritique, Bioexpertise, Biomarin, Bionest Partners, Bioporto, Biosite, Biostar, BioZ, Boehringer Ingelheim, Braintree Laboratories, Broeker, Bristol Myer Squibb, Cardiokine, Cardiorentis, Chapman and Priest, Charles River Associates, Chelsea Therapeutics, Chiesi USA, ClearView Healthcare Partners, Clinipace, Complexa, Connected Research and Consulting, CorMedix, Cornerstone Therapeutics, Corvidia, Covance, Critical Diagnostics, Cromsource, Crossover Technologies, Chrysalis BioTherapeutics, Cytopheryx, Cytel, DaVita, Daws, DeMatteo Monness, Diadexus, Daiichi Sankyo, Decision Resources, ECG Healthcare, Edwards Life Sciences, Elsevier, Espirion, F. Hoffmann-La Roche Ltd, Fast Biomedical, Fish and Richardson, LLC, Fisher Scientific, FlowMedica Inc, Frictionless Digital,

Fresenius Medical Care, General Electric, Genzyme, Gerson Lehrman, Gilead, GVI Clinical Development Solutions, Health Law Partners, Healthspan DX, HealthSTAR Communications, Hershey, Hikari, Hogan Lovells, Hudson Global, ICON, Huff, Powell, and Bailey, LLC, IMC Press, Imidex, Impact Education, Instrumentation Laboratories, Intercept Pharmaceuticals, Intrinsic Life Sciences, Ischemix Technologies, Janssen, Jannsen, Johnson and Johnson, Jordan, KAI Research, Keryx, Ketchum, Inc, Knowledge Point 360, Kowa, Eli Lilly, LabCorp, Lewis Brisbois, Liberty Dialysis, Ligand, Lipocine, Litchfield Cavo, Luitpold Pharmaceuticals, Lundbeck, Maxaccess Managed Markets, MannKind, MEDACorp, MedEd Group, Medevera, Medical Exchange International, Medical Package, Medicines Company, Medicure Pharma, Inc., MedReviews, Medscape, Medtronic, Merck, Meridian 361 International Law Group, Meso Scale Diagnostics, Miller Tanner Associates, Mitsubishi, Nanomix, Nanosphere, Nabi Biopharmaceuticals, Navigant, NephroGenix, Neumedicines, Noorik GmbH, Norman, Hanson, and Detroy, LLC, Novartis, NovoNordisk, NxStage, Ortho Clinical Diagnostics, Osprey, Otsuka, Overcome, P-value Communications, Parexel, Pharmapprove, Pfizer, Phoenix Holdings, Physicians World, PLC Medical, Praetego, PriMed, Progenabiome, Quidel Corporation, Qualidigm, Quintiles, Reata, Reliant Pharmaceuticals, Renew Research, Relypsa, Repros Therapeutics, Roche Diagnostics, Rock Creek, Saferox, Saghmos Therapeutics, Salix, Sanfit, Sankyo, Sanofi, Sarepta Therapeutics, Scarritt Group, Sentinel Investment, Sloan Law Firm, Sphingotec, Spectracell, St. Jude Medical, Strataca Systems, Statprobe, Sunshine Heart, Synageva, Takeda, Tasly, TheHill, Thrasos, TrialSiteNews, Trinity, Triptych Health Partners, US Medical Management, Vasomedical, Verrow, Vindico, Visiting Physicians Association, Vitalmetrix, Vivus, Watermark, WebMD, ZS Pharma, Inc.

VAERS COVID Vaccine Data

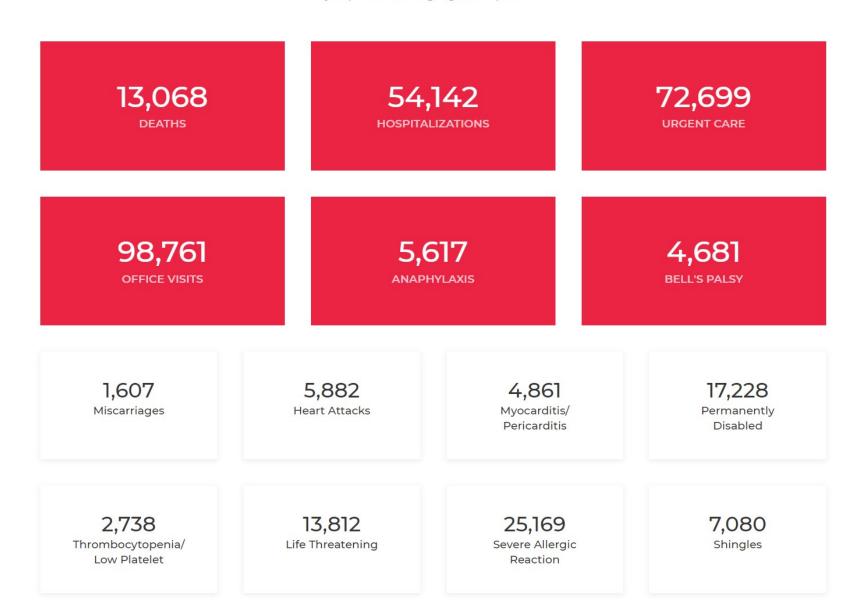
Reports from the Vaccine Adverse Events Reporting System.

Our data reflects all VAERS data including the "nondomestic" reports.

read the VAERS disclaimer

595,620 Reports through August 13, 2021*

jump to browse highlighted reports ∨



IN THE SUPREME COURT OF TEXAS

	No. 21-0720	
IN RE GREG	ABBOTT, IN HIS OFFICIAL CAPACITY AS GOVERNO STATE OF TEXAS	OR OF THE
_	On Petition for Writ of Mandamus	

ORDERED:

- 1. Relator's emergency motion for temporary relief, filed August 23, 2021, is granted. The order on Appellees' Rule 29.3 Emergency Motion for Temporary Order to Maintain Temporary Injunction in Effect Pending Disposition of Interlocutory Appeal, filed August 17, 2021, in Cause No. 04-21-00342-CV, styled *Greg Abbott, in his official capacity as Governor of Texas v. City of San Antonio and County of Bexar*, in the Court of Appeals for the Fourth Judicial District, dated August 19, 2021, is stayed pending further order of this Court.
- 2. As we previously held in staying the trial court's temporary restraining order in the underlying case, the court of appeals' order alters the status quo preceding this controversy, and its effect is therefore stayed pending that court's decision on the merits of the appeal. *See In re Newton*, 146 S.W.3d 648, 651 (Tex. 2004). This case, and others like it, are not about whether people should wear masks or whether the government should make them do it. Rather, these cases ask courts to determine which government officials have the legal authority to decide what the government's position on such questions will be. The status quo, for many months, has been gubernatorial oversight of such decisions at both the state and local levels. That status quo should remain in place while the court of appeals, and potentially this Court, examine the parties' merits arguments to determine whether plaintiffs have demonstrated a probable right to the relief sought.
 - 3. The petition for writ of mandamus remains pending before this Court.

Done at the City of Austin, this Thursday, August 26, 2021.

BLAKE A. HAWTHORNE, CLERK SUPREME COURT OF TEXAS

By Claudia Jenks, Chief Deputy Clerk

Tab 6 Exhibit 14



Public Health Guidance

September 17, 2021

The guidance in this document is authorized by Executive Order GA-38, which has the effect of state law under Section 418.012 of the Texas Government Code. Executive Order GA-38 provides TEA with the legal authority to publish requirements for the operation of public school systems during the COVID-19 pandemic. This document takes effect immediately, replacing all prior guidance. TEA recommends that public school systems consult with their local public health authorities and local legal counsel before making final decisions regarding the implementation of this guidance. This guidance is subject to change as new information becomes available.

This guidance addresses:

- On-campus instruction
- Non-UIL extracurricular sports and activities
- Any other activities that students must complete

For guidance on matters related to school system staff, please refer here. Additionally, as a reference for practices recommended by the CDC, see here.

Required Actions if Individuals with Test-Confirmed Cases Have Been in a School

- 1. If an individual who has been in a school is test-confirmed to have COVID-19, the school must notify its <u>local health department</u>, in accordance with applicable federal, state and local laws and regulations, including confidentiality requirements of the <u>Americans with</u> <u>Disabilities Act (ADA)</u> and Family Educational Rights and Privacy Act (FERPA).
- Upon receipt of information that any teacher, staff member, student, or visitor at a school is test-confirmed to have COVID-19, the school must submit a report to the Texas Department of State Health Services via an online form. The report must be submitted each Monday for the prior seven days (Monday-Sunday).
- 3. Consistent with school notification requirements for other communicable diseases, and consistent with legal confidentiality requirements, schools must notify all teachers, staff, and families of all students in a classroom or extracurricular or after-school program cohort if a test-confirmed COVID-19 case is identified among students, teachers or staff who participated in those classrooms or cohorts.

Masks (restatement of pre-August 19th guidance document)

Per GA-38, school systems cannot require students or staff to wear a mask. GA-38 addresses government-mandated face coverings in response to the COVID-19 pandemic. Other authority to require protective equipment, including masks, in an employment setting is not necessarily affected by GA-38.

School systems must allow individuals to wear a mask if they choose to do so.

Students Who Have COVID-19

As provided in this Department of State Health Services (DSHS) Rule, school systems must

Tab 6 Exhibit 14

exclude students from attending school in person who are actively sick with COVID-19, who are suspected of being actively sick with COVID-19, or who have received a positive test result for COVID-19, and must immediately notify parents if this is determined while on campus.

Parents must ensure they do not send a child to school on campus if the child has COVID-19 symptoms or is test-confirmed with COVID-19, until the conditions for re-entry are met. See the DSHS rule for more details, including the conditions for ending the exclusion period and returning to school.

During the exclusion period, the school system may deliver remote instruction consistent with the practice of remote conferencing outlined in the proposed *Student Attendance Accounting Handbook* (SAAH) rules, as described here.

To help mitigate the risk of asymptomatic individuals being on campuses, school systems may provide and/or conduct recurring COVID-19 testing using rapid tests provided by the state or other sources. Testing can be conducted with staff. With prior written permission of parents, testing can be conducted with students.

Students Who Are Close Contacts

As a reference, close contact determinations are generally based on guidance <u>outlined by the CDC</u>, which notes that individuals who are fully vaccinated may not need to follow the stay-athome period.

As noted above, public health authorities will be notified of all positive cases in schools. While school systems are not required to conduct COVID-19 case investigations, local public health entities have authority to investigate cases and are currently engaged in cooperative efforts on that front. Participation by individuals in these investigations remains voluntary. If school systems are made aware that a student is a close contact, the school system must notify the student's parents.

School systems may choose to require household-based close contact students to stay at home during the below stay-at-home period if they are in an area with high or rising COVID case rates. This applies specifically to students who are close contacts because an individual who lives in the same household is COVID-19 positive.

Independent of whether a school system chooses to implement the above requirement, parents of students who are determined to be close contacts of an individual with COVID-19 may opt to keep their students at home during the recommended stay-at-home period. In cases when it is permitted, parents who opt to send their children to school in the two weeks following exposure are encouraged to closely monitor their children for symptoms.

For individuals who are determined to be close contacts, a 14-day stay-at-home period was previously advised by the CDC based on the incubation period of the virus. CDC has since updated their guidance, and the stay-at-home period can end for students experiencing no symptoms on Day 10 after close contact exposure, if no subsequent COVID-19 testing is performed.

Tab 6 Exhibit 14

Alternately, students can end the stay-at-home period if they receive a negative result from a PCR acute infection test after the close contact exposure ends.

During the stay-at-home period, the school system may deliver remote instruction consistent with the practice of remote conferencing outlined in the proposed *Student Attendance Accounting Handbook* (SAAH) rules, as described here.

Staff Who Have COVID-19 or Who are Close Contacts

Similar to students, school systems must exclude staff from attending school in person who are actively sick with COVID-19, who are suspected of being actively sick with COVID-19, or who have received a positive test result for COVID-19. Staff may return when the re-entry conditions have been met, as described in the <u>DSHS rule</u> used for students.

For staff who are not fully vaccinated who meet the close contact threshold with a COVID-19 positive individual, it is recommended that the school system require that staff remain off campus during the stay-at-home period, but this is a local employment policy decision.

For staff who meet the close contact threshold with a COVID-19 positive individual, if these staff continue to work on campus, rapid testing must be performed periodically for 10 days post-exposure.

Case:
05-21-00687-CV
Date Filed:
08/11/2021
Case Type:
Mandamus
Style:
In Re: Greg Abbott, In His Official Capacity As Governor of The State of Texas
v.:
Orig Proc:
Yes
Transfer From:
Transfer In:
Transfer Case:
Transfer To:
Transfer Out:
Pub Service:
West Publishing
APPELLATE BRIEFS

Date	Event Type	Description	Document
08/12/2021	Original Proceeding response filed	Real party in interest	[PDF/402 KB] Real Party Response To F [PDF/104 KB] Notice
08/11/2021	Petition for writ of mandamus filed	Relator	[PDF/15.71 MB] Sworn Record [PDF/5.18 MB] Writ Of Mandamus [PDF/104 KB] Notice

CASE EVENTS

Date	Event Type	Disposition	Document
08/13/2021	Memorandum opinion issued	Motion or Writ Denied	[PDF/149 KB] Memorandum Opinion [PDF/85 KB] Notice
08/13/2021	Order entered	Motion or Writ Denied	[PDF/126 KB] Order [PDF/85 KB] Notice
08/13/2021	Reply to response or motion filed		[PDF/21.58 MB] Relator Reply Letter
08/12/2021	Response filed		[PDF/36.88 MB] Real Party Response to
08/12/2021	Sworn record filed		[PDF/2.69 MB] Real Party Supplementa
08/12/2021	Original Proceeding response filed		[PDF/402 KB] Real Party Response to P [PDF/104 KB] Notice
08/11/2021	Submitted		
08/11/2021	Motion for emergency relief filed		[PDF/779 KB] Emergency Motion for R [PDF/105 KB] Notice
08/11/2021	Petition for writ of mandamus filed		[PDF/15.71 MB] Sworn Record [PDF/5.18 MB] Writ of Mandamus [PDF/104 KB] Notice

CALENDARS

Set Date	Calendar Type	Reason Set
08/13/2021	Case Stored	Case stored

PARTIES

Party	PartyType	Representative
		Lanora Pettit
Al-la att. Cua a	Relator	Brent Webster
Abbott, Greg		William F. Cole
		Judd Stone II
	Real party in interest	Charla G. Aldous
		George Tex Quesada
		Amy Warr
		Sean J. McCaffity
Clay Jenkins, County Judge of Dallas		Andrew B. Sommerman
County		Caleb Miller
•		Douglas W. Alexander
		Kirsten M. Castaneda
		Tiffany Standly
		Brent Walker

TRIAL COURT INFORMATION	Exhibit 15
Court	
116th Judicial District Court	
County	
Dallas	
Court Judge	
Honorable Tonya Parker	
Court Case	
DC-21-10101	
Reporter	
Lanetta J. Williams	
Punishment	

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EL PASO INDEPENDENT SCHOOL DISTRICT COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2020

EL PASO, TEXAS

PREPARED BY
FINANCIAL SERVICES DEPARTMENT

EL PASO INDEPENDENT SCHOOL DISTRICT

Comprehensive Annual Financial Report For the Fiscal Year Ended June 30, 2020

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EL PASO INDEPENDENT SCHOOL DISTRICT

Comprehensive Annual Financial Report For the Fiscal Year Ended June 30, 2020

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EL PASO INDEPENDENT SCHOOL DISTRICT

Comprehensive Annual Financial Report For the Fiscal Year Ended June 30, 2020

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INTRODUCTORY SECTION (UNAUDITED)



6531 Boeing Drive El Paso, TX 79925 Phone (915) 230-2136 Fax (915) 230-0120 www.episd.org

November 4, 2020

To the Board of Trustees and Taxpayers of the El Paso Independent School District:

The Texas Education Code requires that school districts file a set of financial statements with the Texas Education Agency (TEA) within 150 days of the close of each fiscal year. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in the *Government Auditing Standards* issued by the Comptroller General of the United States. Pursuant to this requirement, we hereby issue the Comprehensive Annual Financial Report of the El Paso Independent School District (the District) for the fiscal year ended June 30, 2020.

This report consists of management's representations concerning the finances of the District. Consequently, management assumes full responsibility for the completeness and reliability of the information presented in this report. To provide a reasonable basis for making these representations, District management has established relevant financial policies. These policies include a comprehensive internal control framework that is designed to protect its assets from loss, theft, or misuse. Additionally, the internal control framework is designed to compile sufficient reliable information for the preparation of the District's financial statements in conformity with Generally Accepted Accounting Principles (GAAP). Because the cost of internal controls should not outweigh their benefits, the District's comprehensive framework of internal controls has been designed to provide reasonable assurance rather than absolute assurance that the financial statements will be free from material misstatement. To the best of our knowledge and belief, this financial report is complete and reliable in all material aspects.

The firm Gibson Ruddock Patterson, LLC, audited the financial statements of the District. They are a firm of licensed, certified public accountants. The goal of the independent audit is to provide reasonable assurance that the financial statements of the District for the fiscal year ending June 30, 2020, are free of material misstatement. The independent audit involves examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements, assessing the accounting principles used and significant estimates made by management, and evaluating the overall financial statement presentation.

For financial reporting purposes, the El Paso Independent School District Administrative Public Facility Corporation (Public Facility Corporation) is included as a blended component unit in the operations and activities of the District. The criteria used to include the Public Facility Corporation as a blended component unit of the District are: the District appoints a voting majority of the Public Facility Corporation's governing body, the District can impose its will on the Public Facility Corporation, and the Public Facility Corporation serves the District exclusively as a financing vehicle for capital projects. The Public Facility Corporation's data is reported as a capital projects fund and is included in the other funds column of the governmental funds financial statements.

The District is required to undergo an annual "Single Audit" designed to meet the special requirements of federal grantor agencies. The standards governing Single Audit engagements require the independent auditor to report not only on the fair presentation of the financial statements but also on the audited government's internal controls and compliance with legal requirements (with particular emphasis on internal controls and legal requirements for the administration of federal awards). The results of the District's single



audit for the fiscal year ending June 30, 2020, The results of the District's single audit for the fiscal year ending June 30, 2020, complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs and did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. These reports are available in the Reports on Compliance, Internal Control, and Federal Awards Section of this report.

Generally accepted accounting principles require that management provide a narrative introduction, overview, and analysis to the basic financial statements in the form of Management's Discussion and Analysis (MD&A). This letter of transmittal is designed to complement the MD&A and should be read in conjunction with the basic financial statements. The District's MD&A can be found immediately following the report of the independent auditors.

The objective of budgetary controls is to ensure compliance with legal provisions embodied in the annual appropriated annual budget approved by the Board of Trustees. Every school district in Texas is required by law to prepare and file a budget with the Texas Education Agency. Governmental funds with annual budgets approved by the Board include activities of the General Fund, Child Nutrition Fund (special revenue), and debt service funds, which are included in the District's budget. Budgets for Special Revenue funds (other than the Child Nutrition Fund) and Capital Project funds are prepared on a project basis and based on grant regulations or applicable bond ordinances. Budgetary control (the level at which expenditures cannot legally exceed appropriations) is maintained at the functional category level within each fund. These functional categories are defined by the Texas Education Agency and identify the purpose of transactions. The District also maintains an encumbrance accounting system as one technique of accomplishing budgetary control. Encumbered amounts lapse at year-end. However, encumbrances outstanding at year-end are generally re-appropriated as part of the following year's budget.

As demonstrated by the statements and schedules included in the financial section of this report, the District continues to meet its responsibility for sound financial management.

Background Information

The El Paso Independent School District (EPISD) was organized in 1883 and is a Texas Certified District of Innovation. EPISD occupies 253 square miles in the western part of the state of Texas in El Paso County and serves a student population of approximately 55,000 in 84 campuses. EPISD is the 57th largest District in the United States and is the 13th largest District in Texas. The District is the largest civilian employer in El Paso, with more than 8,000 employees. The District has experienced a decline in student enrollment in the past eight years. It has a projected enrollment of 54,041 for the 2020-2021 school year. The 2019–2020 adopted general fund budget was \$510,687,905. EPISD is authorized to levy a property tax on taxable property located within its boundaries.

EPISD is not only a large district but also one rich in history. EPISD celebrated its 137th anniversary in 2020.

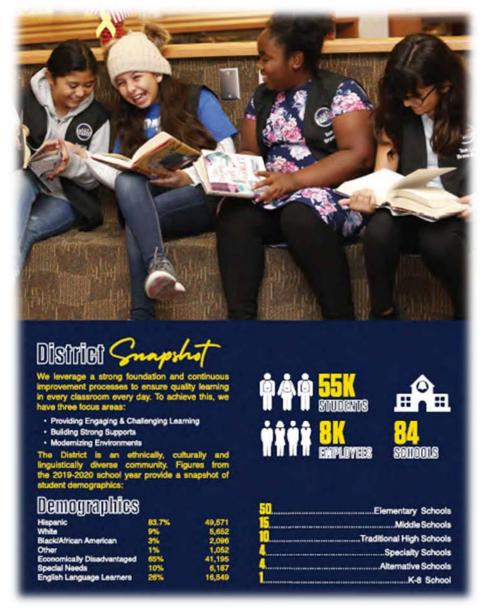
In late 1882, a newspaper headline read: "\$700 has been subscribed by the citizens of El Paso in lands, money and all material for the purpose of erecting a public school." So, the mission began. An election took place for a board, selecting Oscar T. Bassett as the first president, with Mayor Joseph Magoffin overseeing the new school board.

In the fall of 1883, El Paso, now a progressive city of 4,000, saw the first El Paso public school officially open. There were 200 students in an old wooden structure. The principal, John Merrill, received \$150 a month and used his furniture to furnish the school. Only one teacher was hired, Anna Moore, and she received \$75 a month. Calvin Esterly, the first superintendent, knew more needed to be done. He signed a contract to have a new large schoolhouse built that would be for all the students of El Paso.



In 1884, the building was constructed on the corner of Myrtle and Campbell streets and was called Central School. In 1893 it became home to the first public kindergarten class in Texas. In 1885, the first high school was established, and it was on the second floor of the building. The subjects deemed critical, at that time, included mathematics, grammar, and, at the top of the list, penmanship.

Through the years, EPISD has grown to encompass more than 253 square miles. It is bordered by the Texas-New Mexico state line, the US Mexico border, and Ysleta ISD.



EPISD has 1 K-8th school, 50 elementary schools, 15 middle schools and 10 traditional high schools. Specialty campuses include a Medical Magnet High School, an Early College High School, a Career & Technical Center, a PreK-8 Early Childhood Development Center and a Young Women's STEAM Research



& Preparatory Academy. Other campuses include a recovery program for students at risk of dropping out, an adult education school for GED and citizenship classes, and several magnet school programs.



El Paso High School is the oldest operating high school in El Paso and is part of the El Paso Independent School District. "The Lady on the Hill," as El Paso High is nicknamed, sits on a mountainside at the foot of the Franklin Mountains overlooking the central portion of the city and its boundary with Ciudad Juárez, Mexico. It stands out prominently on the horizon, commanding a view of the city. Designed by the architectural firm of Trost & Trost, the Greco-Roman features of El Paso High School make it a unique landmark in town.

Historic Jefferson High School, shown at right, will undergo a major renovation as part of the 2016 Bond Program. The existing main building will be replaced by a new 3-story classroom building. The project scope also includes a new weight room, softball field and renovations to the Gym. Construction is scheduled for completion by May 2022. Today, EPISD courses and programs are facilitated through a curriculum that aligns with state standards. EPISD leverages a strong



foundation and continuous improvement processes to ensure quality learning in every classroom every day. EPISD offers a variety of academic programs that not only address the needs of all learners but also prepare them for many post-secondary experiences. The diverse programs like law, engineering, medical magnets, dual language, International Baccalaureate, and New Tech are a few of the opportunities that students in EPISD have access to. Moreover, with our 5-year Plan to train and coach every teacher in active learning, we are on a trajectory to create great seats in every classroom. We are guided by our five student learning goals: a) to have knowledgeable and creative thinkers, b) informed problem solvers, c) effective bilingual communicators, d) responsible leaders and productive citizens, and e) socially and emotionally intelligent individuals.

Governing Body

The Board of Trustees (Board) consists of seven members who serve, without compensation, a four-year term in office. On a rotating basis, three or four places are filled during the annual elections held on the second Saturday of May. Vacancies may be filled by appointment until the next election. Candidates must be qualified voters of the District.

Regular meetings are usually scheduled on the third Tuesday of each month and are held at the El Paso ISD Education Center. Special meetings and various committee meetings are scheduled as needed and announced in compliance with the Texas Open Meetings Act.

The Board has final control over local school matters limited only by the state legislature, the courts, and the will of the people as expressed in school board elections. Board decisions are based on a majority vote of the quorum present.

In general, the Board adopts policies, sets the direction for curriculum, employs the Superintendent and oversees the operations of the District and its schools. Besides general Board business, Trustees are charged with numerous statutory regulations, including calling trustee and other school elections and canvassing the results, organizing the Board, and electing its officers. The Board also is responsible for



setting the tax rate, setting salary schedules, and acting as a board of appeals in personnel and student matters, confirming recommendations for textbook adoptions, and adopting and amending the annual budget.



The Board solicits and evaluates community input and support concerning actual policies. The Board is required to adopt a final budget by no later than the close of the fiscal year. This annual budget serves as the foundation of EPISD's financial planning and control. The budget is prepared by fund and function. Campus and department heads may transfer resources as they see fit. Transfers between functions require the approval of a majority of the members of the Board.

The financial statements are best understood when considered within the perspective of the environment in which the District operates.

Economic Conditions and Outlook

The city of El Paso sits astride the Franklin Mountains on the westernmost tip of the US state of Texas. To the south and west, across the Rio Grande River, is Ciudad Juárez, the largest city in the Mexican state of Chihuahua. Together with the city of Las Cruces to the north, in New Mexico, the cities combine to form what is known as the Paseo Del Norte metropolitan area. The region of over 2.7 million people constitutes the largest bilingual and binational workforce in the Western Hemisphere.

Marathon Petroleum Corporation, the largest petroleum refiner in the United States, operates a large refinery three miles east of downtown El Paso. The refinery was formerly the headquarters of Western



Refining and was purchased by Marathon Petroleum Corporation in September 2018. The City of El Paso is also home to two other publicly traded companies and the Medical Center of the Americas, the only medical research and care provider complex in West Texas and southern New Mexico. The University of Texas at El Paso is the city's primary university and home to the UTEP Miners. The city hosts the annual Sun Bowl college football post-season game, the second oldest bowl game in the country.

El Paso has a strong federal and military presence. William Beaumont Army Medical Center, Biggs Army Airfield, and Fort Bliss call the city home. Fort Bliss is one of the largest military complexes of the United States Army and the most extensive training area in the United States. Also headquartered in El Paso are the Drug Enforcement Administration (DEA) domestic field division 7, El Paso Intelligence Center, Joint Task Force North, US Border Patrol El Paso Sector, regional office for the Federal Bureau of Investigations and US Border Patrol Special Operations Group (SOG).

El Paso is ranked in the top 10 safest large cities to live in the US. The city was ranked first for four consecutive years and has ranked in the top three since 1997. In 2010 and 2018, El Paso received an All-America City Award. As of July 1, 2019, the population estimate for the city from the US Census was 681,728. Its US metropolitan area covers all of El Paso and Hudspeth counties in Texas and has a population of 840,758.

El Paso has a diversified economy focused primarily on international trade, military, government civil service, oil and gas, health care, tourism, and service sectors. The city has become a significant location for American-based call centers. Call center operations employ more than 10,000 people in the area. Automatic Data Processing (ADP) has an office in West El Paso, employing about 1,100 people with expansion plans to reach 2,200 by 2020. Agriculture such as cotton, fruit, vegetables, and livestock are produced locally or in surrounding areas. El Paso has added a significant manufacturing sector with items and goods provided that include petroleum, metals, medical devices, plastics, machinery, defense-related products and automotive parts. The city is the second busiest international crossing point in the US behind San Diego, California.

Tourism is another primary industry in El Paso, bringing in \$1.5 billion a year and over 2.3 million visitors annually due to the city's sunny weather, natural beauty, rich cultural history, and many outdoor attractions.

Education is also a driving force in El Paso's economy. El Paso's three large school districts are among the largest employers in the area, employing more than 20,000 people among them. El Paso experienced a spike in unemployment in 2019-2020, with the rate spiking to 14.9% in April of 2020. By June of 2020 the unemployment rate had decreased to 9.5%. The increase in unemployment was due to the effects of the Global COVID-19 Pandemic that hit the United States in March of 2020.

The District is one of many entities nationwide facing the economic impacts of this global pandemic. This pandemic has caused much disruption throughout our nation, state, and District. We will face this crisis head-on, recognizing that we may be negatively impacted economically and financially in the coming fiscal year and beyond. The level of impact is still uncertain. However, the District maintains strong internal budgetary controls and a sound fund balance, which may allow the District to mitigate the negative financial impacts that are yet to come.

Major Initiatives

In May 2015, the Board of Trustees adopted the EPISD 2020 Strategic Plan. Building on the theme of "I am EPISD," where all staff understand and own their role in the larger picture, outlined in this plan are initiatives that combine the collective efforts of constituents to build the future through both an "I am" and a "We Are" approach. In this plan, the vision and mission for the District were outlined as follows:



Vision

El Paso Independent School District will be a premier educational institution, a source of pride and innovation, and the cornerstone of emerging economic opportunities by producing a twenty-first-century workforce.



Mission

The El Paso Independent School District will graduate every student prepared for higher learning and careers to empower them as knowledgeable and engaged citizens, innovators, and drivers of a robust, bicultural economy.

The Board established a vision, mission, and the following goals for EPISD in 2020:

- 1. Implement a 5-year (FY2016-17 to FY2020-21) student performance improvement plan.
- 2. Implement an accountability system for major district programs and initiatives.
- 3. Improve employee satisfaction.
- 4. Improve community and stakeholder engagement and satisfaction.
- 5. Implement a 10 to 15-year facilities plan.
- 6. Reduce losses in declining enrollment to less than 1% per year.
- 7. Establish a 5-year Budget Plan.
- 8. Oversee the creation, development, and implementation of a long-term plan to achieve established goals.

More recently, the Board adopted additional focus areas to build on the strategic priorities and achieve district goals:

- Providing Engaging and Challenging Learning. Success will be indicated by increased graduation rates and college enrollment, improved student assessment results, increased participation in and results of college entrance exams, improved student engagement, attendance, and behavior while decreasing discipline referrals and attrition.
 - By 2021, EPISD will have a graduation rate of 85 percent. The District currently has a graduation rate of 85 percent.
 - By 2021, 3,500students will graduate with college credit. The District currently has 2,862 students with college credit.
- 2. **Building Strong Supports**. Success will be indicated by an increased focus of resources targeted toward school and student support, increased teacher growth and development, and an increase in community partnerships.
 - By 2021 EPISD will have 86 percent Public Support. The District currently has 81 percent Public Support.
 - By 2021, EPISD will have a 93 percent Teacher retention. The District currently has 90 percent Teacher retention.
- 3. **Modernizing Learning Environments**. All students will be in schools modernized within the past 20 years, and education support facilities will best serve the needs of the District.



- By 2021, EPISD will have 50 percent of enrolled students in an innovative learning environment, with a long term goal of 100 percent. The District currently has 20 percent of students in innovative environments.
- By 2021, EPISD will have 35,000 students in 1:1 learning environments. The District currently has 18,000 students in 1:1 learning environments.



In the 2020 Plan, EPISD established four strategic priorities to guide EPISD work: Active Learning, Great Community Schools, Community Partnerships, and Lead with Character and Ethics. The Plan builds on a commitment to these strategic priorities, outlines action-oriented focus areas, and leverages existing continuous improvement processes which work together toward community-identified student learning goals.

These strategic priorities are key to laying out the work of EPISD. Budget and financial planning is performed to ensure that resources are aligned with these strategic priorities.

On November 8, 2016, the taxpayers of EPISD passed a historic \$668.7 million bond proposal aimed at modernizing and right-sizing the District. The bond proposal passage was the result of a two-year

assessment of facilities that began with a study of campuses. The study included a thorough review of needs from the Facilities Advisory Committee -- a group of 80 community members that vetted the information on facilities' needs and ultimately voted to recommend the bond election. Over 1/3 of EPISD's school building portfolio is more than 45 years old, and another 1/3 is between 25 and 45 years old. Many of EPISD's schools were constructed quickly during the post-war baby boom era. Due to their current ages, they are exhibiting rapid deterioration. While EPISD has done a noble job maintaining these buildings with limited resources. Significant capital renewal is required to maintain safe, cool, dry school operations in facilities of this age profile. The underlining costs of maintaining and renovating the older EPISD buildings were included in the assessment results.

The 2016 Bond Program will help EPISD create 21st Century Learning Environments throughout the District to help facilitate the modern, future-ready teaching and learning techniques of a District of Innovation. The 2016 Bond will also consolidate schools into modern facilities that will help create a more sustainable inventory of campuses in EPISD. Other focus areas for the 2016 Bond include investments in athletic facilities, school buses, instructional technology, and safety and security measures.

The Board has committed to completing all 2016 Bond projects within five years. The projects will be reviewed by a 20-member Citizens Bond Advisory Committee that will frequently meet on behalf of the public to guarantee transparency and accountability. The public will also have an unprecedented overview of the 2016 Bond's progress through a series of interactive tools on the EPISD website that will show individual projects' status during construction.

While the 2016 Bond continued to be an important and critical event of the District for 2019-2020, student academic progress and initiatives were a top priority. Programs and activities were focused on student progress, initiatives, and plans for specific interventions based on data.

Additionally, the Texas Education Agency (TEA) selected EPISD to be part of the pilot year for the System of Great Schools Technical Assistance Network, or SGS. School districts in the SGS network will receive



intensive, system-level resources meant to support educators to design and lead high-quality schools, empower families with high-quality options and informed choaices, and focus central office on high leverage oversight, innovation, and support.

Long-term Financial Planning and Relevant Financial Policies

The District's Facilities Department continued work on the 2016 Bond Program, which began with the successful \$668,695,577 bond election in November 2016. The District issued approximately \$200,000,000 in January 2017, and approximately \$250,000,000 in January 2019. The District issued the remaining amount of the bond balance \$218,695,577, in 2020.

On October 11, 2018, the El Paso Independent School District Administrative Public Facility Corporation issued the \$16,385,000 Lease Revenue Bonds, Series 2018. The bonds will be used for the construction of a new administration building at 1014 N. Stanton, El Paso, Texas. The District's administration offices will consist of a new building and an existing building across the street at 1100 N. Stanton. The existing building is being refurbished with the proceeds from Qualified School Construction Maintenance Tax Notes issued in 2017.

In December 2018, the District received \$10,847,034 in capital lease proceeds to provide financing of energy upgrades to be installed under a guaranteed energy performance contract (EPC). The EPC program will provide updates to District schools that are not covered in the 2016 Bond Program.

In December 2019, the District's bond ratings were affirmed at "AA stable" by Fitch Ratings and "Aa2 stable" by Moody's. The District's bonds presently carry a "AAA" rating with both Fitch and Moody's. This long-term rating reflects the guarantee provided by the Texas Permanent School Fund.

Treasury Management

The Board adopts a formal investment policy that guides investments made on behalf of the District. In 2018, the District received a two-year "Certification of Investment Policy" from the Government Treasurers' Organization of Texas for developing an investment policy that meets the requirements of the Public Funds Investment Act. The Treasury Office processes property value self-reports and audit reports with the State Comptroller's Property Tax Assistance Division. These reports offset property value losses in residential and commercial values due to value protests and lawsuits. The comptroller's office sends the reduction in property values to TEA. The result is an increase to State funding in the following fiscal year—the Treasury Office updates and posts the required annual Debt Transparency Report on the District's web site.

District investment earnings in all funds decreased from \$11.5 million in 2018-19 to \$10.5 million in 2019-20. This total includes \$2.5 million of interest revenue in the General Fund.

Budget Controls

As budgets play an essential role in the planning, control, and evaluation of the District's operations, the Budget & External Financial Management Office is the link between initiative design and the financial plan used by the District to achieve its goals and objectives. On an annual basis, the Budget & External Financial Management Office sets goals based on improving processes to streamline its operations. The Budget & External Financial Management Office adheres to legal and contractual requirements for the development of the budget and presents it at an annual meeting to the Board of Trustees. The Budget & External Financial Management Office allocates resources to EPISD's prioritized needs that are developed during a review process.



Financial Management

The Financial Services Department is a critical player in the District's current and long-term financial management strategy. The Financial Services Department includes five divisions: payroll, accounts payable, accounting, travel, and campus accounting. The Financial Services Department provides financial transparency and accountability and assists in maximizing academic achievement for students by establishing accurate and timely payment guidelines for employees and vendors. The Financial Services Department is also responsible for maintaining an effective system of internal controls; recognizing revenue and expenditures in the appropriate accounting period; utilizing modified and full accrual accounting methods in accordance with Generally Accepted Accounting Principles (GAAP); establishing and maintaining a capital asset accounting system; maintaining accountability for federal; state and local grants; adhering to the standards for financial accounting and reporting; informing the Superintendent, Board, and Taxpayers of the financial condition of the school district; and managing the external audit process.

Overall, the Financial Services Department continues to strive to implement processes and systems that will allow the District to achieve long-term financial planning strategies as it moves forward to deliver 21st-century academic strategies at all of its campuses and departments.

Awards and Acknowledgements

A significant accomplishment was the preparation, completion, and issuance of the Comprehensive Annual Financial Report (CAFR). For the third consecutive year, the District submitted for a CAFR review and proudly received two prestigious recognitions to include the Certificate of Achievement for Excellence in Financial Reporting Program through the Government Finance Officers Association (GFOA) and the Association of School Business Officials (ASBO). Users of the financial statements will have access to a high-quality report promoting better transparency to taxpayers and other stakeholders. Credit rating agencies and other interested parties may view the award as a decisive factor in decision making.

EPISD earned a "Superior Achievement" rating from the Texas Education Agency on the 2020 Financial Integrity Rating System of Texas (FIRST), which relates to data for the fiscal year 2018-2019. EPISD has received the highest rating of "Superior Achievement" for 17 years and an "Above Standard" rating for 2018, which is related to data for the fiscal year 2016-2017. The FIRST rating is designed to measure the financial solvency of Texas school districts.

EPISD has received the Government Treasurer's Organization of Texas (GTOT) Certificate of Distinction for its Investment Policy for its commitment to maintaining a comprehensive written investment policy that meets the criteria set forth in the GTOT Investment Policy Review Checklist.

EPISD's Procurement and School Resources Department has earned the Award of Merit with Recognized Status from the Texas Association of School Business Officials (TASBO) for 2016-2017, 2017-2018, 2018-2019, and 2019-2020 fiscal years. TASBO's Purchasing Award of Merit is presented to school districts committed to professional standards in the acquisition of goods and services.

Many of EPISD's school finance and operations professionals have completed the certification program offered by TASBO and have received the highest certification of Registered Texas School Business Administrator (RTSBA).

Academic Highlights

The Texas Education Agency (TEA) implemented a new accountability rating system in the 2018 academic year. TEA's overall design of the accountability system evaluates performance according to three domains: Student Achievement, which assesses performance across all subjects for all students; School Progress

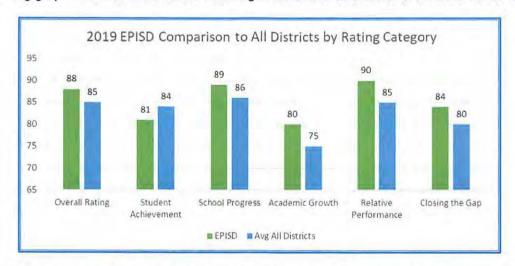


which measures district and campus outcomes in academic growth from one year to another; and Closing the Gaps which measures the performance of subgroups. Districts received an accountability letter grade of A, B, C, D, or F while campuses were assigned the Met Standard, Improvement Required, Met Alternative Standard, or Not Rated labels.

All Texas school districts and campuses were labeled *Not Rated: Declared State of Disaster* for 2020 in the TEA Accountability Rating System. The 2019 accountability rating reports will be applied to the 2020 fiscal year.*

In 2019 El Paso Independent School District (EPISD) received an overall grade of 88, with an overall rating of a B. 1,189 school districts received a TEA accountability rating for 2019. The total statewide grade distribution is as follows: A: 301 Districts; B: 677 Districts; C: 154 Districts; D: 43 Districts; F: 14 Districts.

*The following graph indicates the District's standing in relation to all districts in the state in 2019.



There are 59 (63%) EPISD campuses that received one or more distinctions. Distinctions were given on the performance of Reading/ELA, Mathematics, Science, Social Studies, along with the accountability domains for Academic Growth, Gap, and Post-Secondary Readiness.

Summary

The preparation of this report on a timely basis could not be accomplished without the efficient and dedicated services of the entire staff of the Financial Services Department. We want to express our sincere appreciation to all other District administrative staff who assisted and contributed to this report's preparation. We would also like to express gratitude to the Board of Trustees for their interest and support in the District's financial operations. Finally, we would like to thank the residents of the District for their support of our public schools, and the principals, teachers, support staff, and administration who provide the excellent standard of educational services for which the District has become known.

Respectfully submitted.

Carmen Arrieta-Candelaria

Deputy Superintendent for Finance and Operations

Coumen anuta Candelaria



Government Finance Officers Association

Certificate of Achievement for Excellence in Financial Reporting

Presented to

El Paso Independent School District Texas

For its Comprehensive Annual Financial Report For the Fiscal Year Ended

June 30, 2019

Christopher P. Morrill

Executive Director/CEO



The Certificate of Excellence in Financial Reporting is presented to

El Paso Independent School District

for its Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2019.

The CAFR meets the criteria established for ASBO International's Certificate of Excellence.



Tom Wohlleber, CSRM

& Wolled

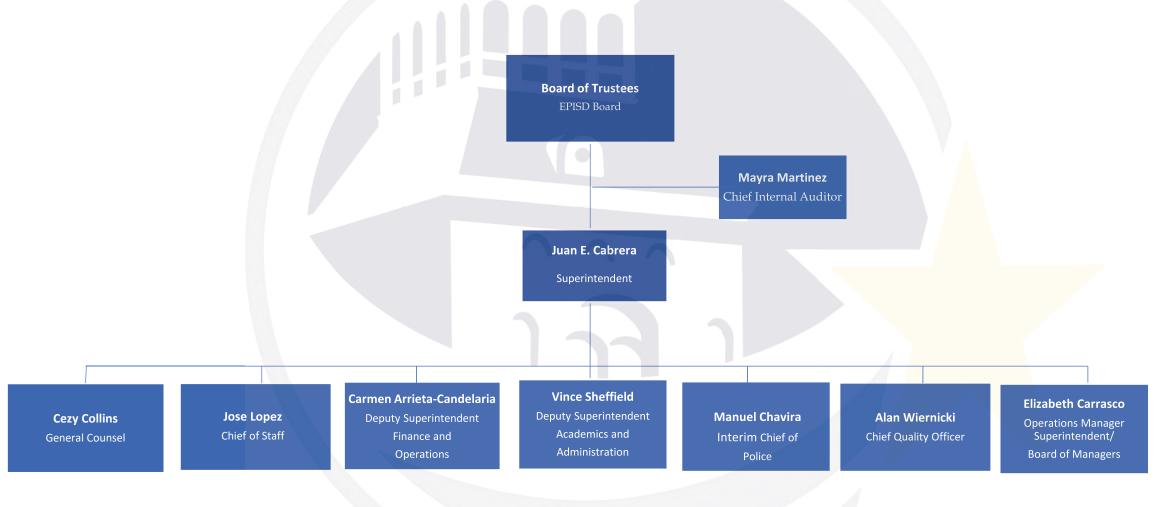
President

Siobhán McMahon, CAE Chief Operating Officer

Sichter M. Muhn



El Paso Independent School District 2019 - 2020 Organizational Chart



EL PASO INDEPENDENT SCHOOL DISTRICT

PRINCIPAL OFFICIALS

BOARD OF TRUSTEES

Bob Geske President

Al Velarde Diane Dye Vice-President Secretary

Joshua Acevedo Freddy Khlayel-Avalos Member Member

Daniel E. Call Chuck Taylor
Member Member

ADMINISTRATION

Juan Cabrera Superintendent

CERTIFICATE OF BOARD

El Paso Independent School District Name of School District	El Paso County County	071902 CoDist. Number	
We, the undersigned, certify that the attac school district were reviewed and	approved disapprove	ed for the year ended June 30,	
2020, at a meeting of the Board of Trusto	ees of such school district on the	17 th day of November 2020.	
Signature of Board Secretary	Signat	Signature of Board President	
If the Board of Trustees disapproves of t it is(are): (attach list as necessary)	he independent auditor's report,	the reason(s) for disapproving	

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FINANCIAL SECTION

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600 SUNLAND PARK, 6-300 EL PASO, TX 79912

P 915 356-3700 F 915 356-3779 W GRP-CPA.COM



INDEPENDENT AUDITOR'S REPORT

To the Board of Trustees El Paso Independent School District

Report on the Financial Statements

We have audited the accompanying financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of El Paso Independent School District as of and for the year ended June 30, 2020, and the related notes to the financial statements, which collectively comprise the El Paso Independent School District's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, each major fund, and the aggregate remaining fund information of El Paso Independent School District, as of June 30, 2020, and the respective changes in financial position, and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis, budgetary comparison, and the TRS pension and other post employment benefits information on pages 25 through 40 and 119 through 130 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Supplementary and Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the El Paso Independent School District's basic financial statements. The introductory section, combining and individual nonmajor fund financial statements, required TEA schedules, and statistical section are presented for purposes of additional analysis and are not a required part of the basic financial statements. The schedule of expenditures of federal awards is presented for purposes of additional analysis as required by Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, and is also not a required part of the basic financial statements.

The combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are fairly stated in all material respects in relation to the basic financial statements as a whole.

The introductory section, required TEA schedules, and statistical section have not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we do not express an opinion or provide any assurance on them.

Other Reporting Required by Government Audit Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated November 4, 2020, on our consideration of the El Paso Independent School District's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of El Paso Independent School District's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the El Paso Independent School District's internal control over financial reporting and compliance.

Gibson Ruddock Patterson, LLC

El Paso, Texas November 4, 2020 This page is left blank intentionally.

MANAGEMENT'S DISCUSSION AND ANALYSIS

MANAGEMENT'S DISCUSSION AND ANALYSIS

Our discussion and analysis of the **El Paso Independent School District's** (the "District") financial performance provides an overview of the District's financial activities for the fiscal year ended June 30, 2020. It should be read in conjunction with the basic financial statements, which follow this section.

The Management's Discussion and Analysis is a combination of both government-wide financial statements and fund financial statements.

FINANCIAL HIGHLIGHTS

The District's change in net position from normal operations was an increase of \$3.6 million. Total net position of the District increased from \$(24.0) million in fiscal year 2019 to a deficit \$(20.4) million at year-end 2020. Of this total amount, unrestricted net position decreased by \$4.4 million from \$(287.2) million to a deficit of \$(291.6) million. Total revenues increased \$46.1 million from \$667.6 million in fiscal year 2019 to \$713.7 million in fiscal year 2020. Total expenses increased \$42.9 million from \$666.7 million to \$709.6 million.

The District's governmental fund financial statements reported a combined ending fund balance in fiscal year 2020 of \$615.8 million. The combined ending fund balance of the District increased \$44.0 million from \$571.8 million in fiscal year 2019. Of this total amount, \$2.0 million is Non-spendable, \$483.1 million is Restricted, \$26.8 million is Assigned, and \$103.9 million is Unassigned in the General Fund and is available for spending at the District's discretion.

The Board of Trustees approved a reallocation project listing for the 2008 Bond Capital Projects fund in December 2016. The Delta Operations Center was completed in November 2019. The Transportation, Maintenance, Custodial, and Food Service departments moved to that facility and vacated the Central Administration building. Other projects that were completed were the Coronado Agriculture Farm and Douglas Elementary School improvements. The fund balance is \$8.4 million as of June 30, 2020 and expenditures were \$24.0 million for the year ended June 30, 2020.

On November 8, 2016, the voters approved a bond proposal totaling \$668.7 million. Bond funds are also being utilized for consolidations and modernizing existing school facilities. The Board of Trustees has committed that all 2016 Bond projects be completed within five years.

The fund balance is \$383.1 million as of June 30, 2020 and expenditures of \$187.5 million for the year ended June 30, 2020. The District website features a dashboard showing the progress of all projects.

Other significant projects completed during fiscal year 2020 include the following: school improvements at Telles Academy and Brown Middle School; ADA improvements at Bassett Middle School; new flooring installed at Lamar Elementary School, Canyon Hills Middle School and Bliss Elementary School. Athletic improvements include the following: replacement of gym floor at Andress High School; replacement of stadium lighting at El Paso High School; basketball court resurfaced at Stanton Elementary School; gym stabilization at Richardson Middle School. Digital Pneumatic controls at Silva Health Magnet School, Zack White Elementary School and Center for Career and Technology Education. Energy efficient upgrades were installed at Franklin High School, Canyon Hills, Wiggs, Richardson Middle Schools and Douglass, Hillside, Lamar, Park, Putnam, Zavala, Lee, Whitaker, Nixon and Kohlberg Elementary Schools.

OVERVIEW OF THE FINANCIAL STATEMENTS

This discussion and analysis is intended to serve as an introduction to the District's basic financial statements. The District's basic financial statements are comprised of three components: 1) government-wide financial statements, 2) fund financial statements, and 3) notes to the basic financial statements. This is illustrated in Figure A-1 below. This report also contains required supplementary information, other supplementary information, TEA required schedules, and statistical schedules in addition to the basic financial statements themselves.

Management's Basic Required Supplementary Financial Discussion Information Statements and Analysis Notes Government-Wid Financial Financial to the Statements Financial Statements Summary Detai

Figure A-1. The figure shows how the required parts of this annual report are arranged and related to one another.

Figure A-2 below summarizes the major features of the District's financial statements and the types of information they contain.

		Fund State	ments	
Type of Statements	Government-Wide	Governmental Funds	Proprietary Funds	Fiduciary Funds
Scope	Entire Agency's Government (except fiduciary funds) and the Agency's component units		Activities the District	
Required financial statements	Statement of net position	Balance Sheet	 Statement of net position 	 Statement of fiduciary net position
	Statement of activities	Statement of revenues, expenditures, & changes in fund balance	Statement of revenues, expenses and changes in fund net position Statement of cash flows	fiduciary net position
Accounting basis and measurement focus	Accrual accounting and economic resources focus	and current financial		Accrual accounting and economic resources focus
Type of asset/liability information		Only assets, deferred outflows, expected to be used up and liabilities, deferred inflows, that come due during the year or soon thereafter, no capital assets included	All assets, deferred outflows and liabilities, deferred inflows, both financial and capital, and	term; the Agency's funds do
Type of inflow/outflow information	All revenues and expenses during the year, regardless of when cash is received or paid	received during or soon after	expenses during year, regardless of when cash is received or paid	All revenues and expenses during year, regardless of when cash is received or paid

Government-Wide Financial Statements

All of the District's services are reported in the government-wide financial statements (refer to Exhibits A-1 and B-1), including instruction, student support services, student transportation, general administration, school leadership, facilities acquisition and construction, and food services. Property taxes, state and federal aid, and investment earnings finance most of the activities. Additionally, all capital and debt financing activities are reported on these statements.

The government-wide financial statements are designed to provide readers a broad overview of the District's finances, in a manner similar to a private-sector business.

The District's net position (the difference between assets plus deferred outflows of resources and liabilities plus deferred inflows of resources) provide one measure of the District's financial health, or financial position. Over time, increases or decreases in the net position may serve as a useful indicator of whether the District's financial position is improving or deteriorating.

The statement of activities details how the District's net position changed during the most recent fiscal year. All changes in the net position are reported as soon as the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Therefore, revenues and expenses are reported in this statement for some items that will only result in cash flows in future fiscal periods (e.g., uncollected taxes and earned but unused sick leave and pension and other post-employment benefits).

The government-wide financial statements distinguish functions of the District that are principally supported by taxes and intergovernmental revenues (governmental activities), as opposed to business-type activities that are intended to recover all, or a significant portion, of their costs through user fees and charges.

Fund Financial Statements

The District uses fund accounting to keep track of specific sources of funding and spending for particular purposes. The fund financial statements provide additional detailed information about the District's most significant funds, not the District as a whole. Funds are accounting devices that the District uses to keep track of specific sources of funding and spending for particular purposes:

- Some fund restrictions are required by state law and by bond covenants.
- The District establishes other funds to control and manage money for particular purposes, or to show that it is properly using certain grants.

All of the funds of the District can be divided into three categories: governmental funds, proprietary funds, and fiduciary funds.

Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. Most of the District's activities are included in governmental funds using modified accrual accounting. The focus is on 1) how cash and other financial assets can readily be converted to cash flow in and out, and 2) the balances left at year-end that are available. However, unlike the government-wide financial statements, governmental fund financial statements provide a detailed short-term view that helps determine whether there are more or fewer financial resources that can be spent in the near future to finance the District's programs.

Proprietary funds are used to account for operations financed similar to those found in the private sector. These funds provide both long and short-term financial information. The District maintains a type of proprietary fund called an Internal Service Fund. The District uses Internal Service Funds to account for its Workers' Compensation, Health Insurance Fund, and Print Shop programs. These funds employ the full accrual method.

Fiduciary funds are used to account for assets held by the District, in a trustee capacity or as an agent, for individuals, private organizations and/or other funds. No fiduciary funds are used as clearing accounts to distribute financial resources to other funds. The District is responsible for ensuring that the assets reported in these funds are used for their intended purposes. The District uses fiduciary funds to account for student activity funds, scholarships, and restricted donations. All of the District's fiduciary activities are reported in a separate statement of fiduciary net position, statement of changes in fiduciary net position, and the statement of changes in assets and liabilities. We exclude these activities from the District's government-wide financial statements, because the District cannot use these assets to finance its operations.

Notes to the Basic Financial Statements

The notes to the basic financial statements provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements.

Other Information

In addition to the basic financial statements and accompanying notes, this report also presents certain required supplementary information that further explains and supports the information in the financial statements and the government wide statements. Immediately following, the required supplementary information, combining statements for the non-major funds, the internal service funds, the fiduciary funds, required TEA schedules, and statistical schedules are included.

GOVERNMENT-WIDE FINANCIAL ANALYSIS

Statement of Net Position

As noted earlier, the net position may serve, over time, as a useful indicator of the District's financial position. The District's total net position was approximately \$(20.4) million for the year ended June 30, 2020. The District's governmental activities net position increased by \$3.6 million.

Table I
El Paso Independent School District
Statement of Net Position
(in millions of dollars)

Governmental Activities	2020	2019	Variance	% Change
Current and other assets	\$750.1	\$679.8	\$70.3	10.3%
Capital Assets	875.9	664.6	211.3	31.8%
Non-Current Assets	19.1	8.9	10.2	114.6%
Total Assets	1,645.1	1,353.3	291.8	21.6%
Deferred Charge for Refunding	14.8	16.0	(1.2)	(7.5)%
Deferred Outflow for Asset Retirement Obligation	1.3	1.3	0.0	0.0%
Deferred Outflow Related to TRS OPEB	25.4	19.5	5.9	30.3%
Deferred Outflow Related to TRS Pension	76.2	96.4	(20.2)	(21.0)%
Total Deferred Outflows of Resources	117.7	133.2	(15.5)	(11.6)%
Current Liabilities	162.4	120.7	41.7	34.5%
Non-Current Liabilities	1,472.7	1,298.8	173.9	13.4%
Total Liabilities	1,635.1	1,419.50	215.6	15.2%
Deferred Inflow Gain on Refunding	2.0	0.4	1.6	400.0%
Deferred Inflow Related to TRS OPEB	107.2	75.8	31.4	41.4%
Deferred Inflow Related to TRS Pension	38.9	14.8	24.1	162.8%
Total Deferred Inflows of Resources	148.1	91.0	57.1	62.7%
Net Position:				
Net Investment in Capital Assets	226.3	234.3	(8.0)	(3.4)%
Restricted	44.9	28.9	16.0	55.4%
Unrestricted	(291.6)	(287.2)	(4.4)	(1.5)%
Total Net Position	(\$20.4)	(\$24.0)	\$3.6	15.0%

Investment in capital assets (e.g. land, buildings, furniture, and equipment), less any related debt used to acquire those assets that is still outstanding is \$226.3 million. The District uses these capital assets to provide services to students; consequently, these assets are not available for future spending. Although the District's investment in its capital assets is reported net of related debt, it should be noted that the resources needed to repay this debt must be provided from other sources, since the capital assets themselves cannot be used to liquidate these liabilities. An additional portion of the District's net position of \$44.9 million represents resources that are subject to external restrictions on how they may be used. The remaining balance of the unrestricted net position may be used to meet the District's ongoing obligations. During the fiscal year 2020 the unrestricted net position of the District resulted in a negative amount of (\$291.6) million; as a result of the a prior year implementation of the GASB No. 75 Accounting and Financial Reporting for post-employment benefits other than previous.

Statement of Activities

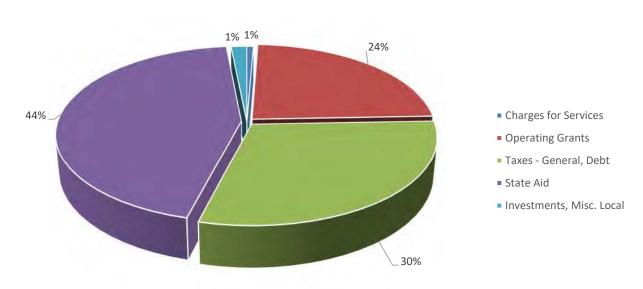
Revenues

The District's total revenues were \$713.7 million. A significant portion, approximately 44%, of the District's revenue comes from state aid-formula grants. Operating grants and contributions provided 24% of revenue, 30% comes from property taxes, while only 2% relates to charges for services, investment income, and local miscellaneous sources.

Funding for governmental activities is by specific program revenue or through general revenues such as, property taxes and investment earnings. The following is a summary of the governmental activities:

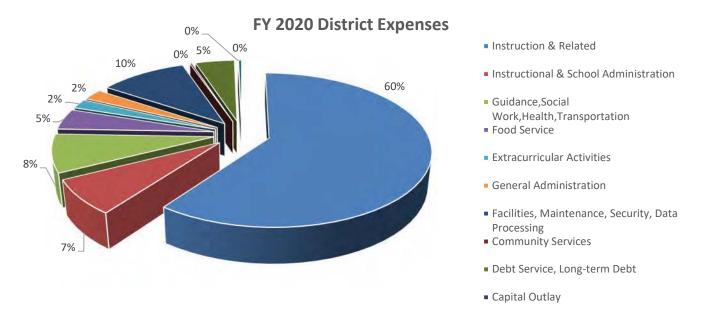
- The cost of all *governmental activities* this year was \$709.6 million.
- Program revenues directly attributable to specific activities funded some of the governmental activities. These program revenues amounted to \$174.1 million.
- The remaining cost of *governmental activities*, not directly funded by program revenues, was \$535.5 million of which \$211.1 million was funded by property taxes, and \$316.7 million was funded by state aid not restricted to specific programs.

FY 2020 District Revenue



Expenses

The District's total expenses were \$709.6 million. The largest portion, \$427.3 million or approximately 60%, was spent on instruction and instructional related services. Meanwhile, expenses for instructional leadership and school administration were 7%, 8% for guidance, social work, health and transportation, 10% for facilities, maintenance, security and data processing, while 2% relates to general administration.



Changes in Net Position

The change in net position for fiscal year 2020 totaled \$3.6 million. The District's governmental activities net position had an overall increase of \$3.6 million or 15.0%. The total net position of the District was impacted by the following activities:

- Property tax revenue decreased by \$10.9 million in the General Purposes, and increased by \$10.8 million in the Debt Service, for a net decrease of \$75 thousand. The overall decrease was due to a 2.9% increase in property values and a decrease in the total tax rate of 4.2 cents. The decrease of 10.2 cents in the General Fund was part of HB3 tax compression. The 6 cent increase in the I&S rate was due to increased bond payments.
- Investment earnings decreased by \$869 thousand from the prior year due to lower interest yields. The decrease was partially offset by an increase in investable funds from bond proceeds.
- State Aid-Formula Grants increased by \$31.2 million due to higher State Foundation funding. The increase was a result of the passage of House Bill 3 (HB3) in 2019. HB3 increased the school funding basic allotment from \$5,651 to \$6,160. It also provided increased funding for Compensatory Education, Special Education, Bilingual Education, and Career & Technology. There were also new state allotments for Early Education and College, Career, & Military Readiness. State revenue increased despite lower enrollment and lower average daily attendance (ADA).
- Operating grants and contributions increased \$17.4 million. This increase was primarily attributed to the
 funding received through the Coronavirus Aid, Relief, and Economic Security Act (CARES). Under the
 CARES Act, the District received \$18.7 million for the Elementary and Secondary School Emergency
 Relief (ESSER) Grant. The District utilized the funding to maintain continuity of services for elementary
 teacher salary expenses.

(0.1)

42.9

3.2

1.0

2.6

\$3.6

6.4%

355.6%

(129.4)%

38.5%

9.8%

15.0%

666.7

0.9

1.7

2.6

(26.6)

(\$24.0)

- Overall, the District experienced an increase of \$42.9 million in expenses. The increase directly correlates to the compensation package approved by the Board of Trustees for FY 2019-2020 to maintain competitive pay within the District's capacity to allocate resources. The compensation package included an increase in the starting pay for teachers, librarians and student activity managers, a differentiation adjustment, and a five percent increase from the base pay. Other compensation package benefits included a five percent from mid-point increase to all other employees; a fall and spring stipend to eligible employees; an increase in the number of days on duty and starting pay for nurses; an increase in starting pay for bus drivers; a self-funded health plan and an increase to the District's contribution to the Workers' Compensation Fund for approximately \$31.1 million.
- Other contributing factors include an investment for classroom furniture of \$4.9 million, Dual Language textbooks for Kinder - 5th grade levels of \$1.3 million and a payment for electronic devices of \$3.0 million.
- During FY 2019-2020, the District was affected by the global pandemic of COVID19. In an effort to maintain continuity of services, the District reallocated resources to incorporate a virtual learning and working environment for students and employees; personal protective equipment; electronic devices; preventive disinfectant cleaning; delivery of curriculum materials for elementary students without a device, premium pay for non-exempt employees and continuation of salary payments to substitutes and temporary employees. The cost for a period of three and half months was approximately \$5.5 million.

Table II El Paso Independent School District Statement of Activities (in millions of dollars)

Governmental Activities

Total Expenses

Increase in Net Position

Beginning Net Position

Ending Net Position

Excess Before Special Items and Transfers

Special Item - Gain (loss) on Disposal of Asset

2020 2019 Variance % Change Revenues **Program Revenues** Charges for Services \$4.7 \$6.1 (\$1.4)(23.0)% Operating Grants and Contributions 169.4 11.4% 152.1 17.3 Sub-Total 174.1 158.2 15.9 10.1% General Revenues **Property Taxes** 211.1 211.2 0.0% (0.1)State Aid-Formula Grants 316.7 285.5 31.2 10.9% Investment Earnings 10.2 11.0 (8.0)(7.3)%Miscellaneous 1.6 1.6 0.0 0.0% Sub-Total 539.6 509.4 30.2 5.9% **Total Revenues** 713.7 667.6 6.9% 46.1 **Expenses** 427.3 400.4 26.9 Instruction and Instructional Related 6.7% Instructional Leadership/School Administration 52.1 48.5 3.6 7.4% Guidance, Social Work, Health, Transportation 57.1 54.3 5.2% 2.8 Food Services 31.4 31.5 (0.1)(0.3)%**Extracurricular Activities** 14.2 14.9 (4.7)%(0.7)General Administration 16.6 15.4 1.2 7.8% Plant Maintenance, Security & Data Processing 73.5 70.8 2.7 3.8% Community Services 1.7 1.6 0.1 6.2% Interest & Fees on Long Term Debt 7.3 32.9 25.6 28.5% Facilities Planning & Innovative Construction 0.4 1.2 (8.0)(66.7)% Tax Appraisal Charges 2.4 2.5 (4.0)%

709.6

4.1

(0.5)

(24.0)

(\$20.4)

3.6

DEBT ADMINISTRATION AND CAPITAL ASSETS

Long-Term Debt

At year-end, the District had \$1,092.8 billion in total long-term debt outstanding versus \$869.7 million at the end of 2019. Retired and refunded bonded debt was \$54.4 million, and the year-end balance was \$901.4 million in bonds payable.

On November 8, 2016, the voters in the District approved a \$668,695,577 bond election. It was the largest bond election ever approved in El Paso County. In February 2020, the District issued Unlimited Tax School Building Bonds, Series 2020 in the amount of \$197,075,000. The bonds were issued at a premium and the net proceeds from the issuance was \$218,695,577. This was the third and final bond sale authorized by election. In March 2020, the District issued Variable Rate Maintenance Tax Notes, Series 2020 in the amount of \$17,390,000. The notes were issued at a premium, and the net proceeds from the issuance was \$17,500,000. The notes will be remarketed at an initial interest rate of 2.376%, which ends on July 31, 2021.

On June 10, 2020, the District issued Unlimited Tax Refunding Bonds, Series 2020 in the amount of \$37,850,000. The bonds were issued at a premium, and refunded \$29,730,000 of the Unlimited Tax School Building Variable Rate Bonds, Series 2004B, and \$13,900,000 of the Unlimited Tax School Refunding Bonds, Series 2011. The cash savings from the refunding is \$6.9 million over 10 years.

The District has a Capital Lease to finance equipment upgrades for energy savings under a guaranteed savings performance contract. At year-end the lease with Banc of America Public Capital Corporation had a balance of \$10.8 million. The lease was refinanced on July 1, 2020. Due to interest savings, the District's General Fund will realize a savings of \$1.1 million over 14 years.

Other long-term obligations include accrued sick leave of \$11 million, 2009 Qualified School Construction (QSC) Maintenance Tax Notes of \$15.3 million, 2017 Maintenance Tax Notes of \$5.1 million, 2017 QSC Maintenance Tax Notes of \$15.3 million, and 2018 Administrative Public Facility Corporation Lease Revenue Bonds of 16.4 million. Both QSC issuances were pursuant to the authority of the American Recovery and Reinvestment Act of 2009. The 2009 QSC issuance was sold as tax credits to the bond holders, with additional supplemental interest paid by the District. The 2017 QSC Notes will receive subsidy payments from the U.S. Treasury for 90% of the interest payments. Sinking Fund deposits are made for both QSC issuances. The result of interest earnings in the sinking funds, and the federal tax provisions, is a negative net borrowing cost for both QSC issuances. The 2009 QSC Sinking Fund has a balance of \$9.2 million. The 2017 QSC Sinking Fund has a balance of \$1.3 million.

The District has aggressively managed its debt by competitive bidding to obtain the best interest rates available and by refinancing existing debt for lower rates when in the best interest of the District. The efficient management of budgets and Fund Balance has provided an adequate cash flow so that at no time has the District been short of cash when needed. No investment has been sold before its scheduled maturity date. More detailed information about the District's long-term liabilities is presented in Note IV. J through Note IV. Q of the financial statements.

Bond Ratings

The District's bonds presently carry an 'AAA' rating with both Fitch Ratings and Moody's. This long-term rating reflects the guaranty provided by the Texas Permanent School Fund. The underlying rating, reflecting the credit quality before considerations of the guaranty is AA by Fitch, and Aa2 by Moody's. Both ratings were affirmed in June 2020, with a stable outlook.

Capital Assets

The District has invested \$876.0 million, net of depreciation, in a broad range of capital assets, including land, buildings, improvements, furniture, equipment, and vehicles. This amount includes capital asset additions of \$238.7 million, depreciation expense of \$20.9 million, retirements of \$6.5 million in the past year. Fiscal year 2020 major completed projects include (in millions):

Energy Savings Program	\$10.9
Telles Academy Improvements	1.1
Coronado Agricultural Farm Water Well Development	0.6
Total Major Completed Projects	<u>\$12.6</u>

El Paso Independent School District

The District's Capital Assets (in millions of dollars)

Governmental Activities				Percentage
	2020	2019	<u>Variance</u>	Change
Land	\$46.9	\$53.0	\$(6.1)	(11.5)%
Land Improvements	3.2	3.2	0.0	0.0%
Buildings & Improvements	813.3	809.2	4.1	0.5%
Furniture, Equipment & Vehicles	104.8	99.2	5.6	5.6%
Capital Leases	10.9	2.4	8.5	354.2%
Construction/Software in Progress	332.6	<u>112.4</u>	220.2	195.9%
Totals at Historical Cost	1,311.7	1,079.4	232.3	21.5%
Total Accumulated Depreciation	(435.7)	(415.0)	(20.7)	5.0%
Net Capital Assets	\$876.0	\$664.4	\$211.6	31.8%

Additional detailed information about the District's capital assets activity is presented in Note IV.G of the Notes to the Financial Statements.

FINANCIAL ANALYSIS OF DISTRICT'S FUNDS

Governmental Funds

The District's accounting records, for general governmental operations, are maintained on a modified accrual basis as prescribed by the Financial Accountability System Resource Guide, Texas Education Agency, with the revenues being recorded when available and measureable to finance expenditures of the fiscal period. Expenditures are recorded and the fund liabilities are incurred when services or goods are received. The general governmental operations include the following major funds: General Fund, Elementary and Secondary School Emergency Relief (ESSER), and the 2016 Capital Projects Fund.

The District has established fund balance categories of non-spendable, restricted, committed, assigned, and unassigned. A more detailed explanation about the District's Fund Balance can be found in Note I.E.21 and Note IV.Z to the financial statements.

The District's total governmental fund revenues were \$689.0 million, compared to \$648.9 million in the prior year. Local revenues decreased by \$(3.6) million. State aid and grants increased by \$26.1 million and Federal Program Revenues increased by \$17.6 million. The Maintenance and Operations tax rate decreased to a compressed rate of \$1.06835, after the passage of House Bill 3. The overall tax rate decreased from \$1.31 to \$1.26835.

The District's total governmental fund expenditures for fiscal year 2020 amounted to \$892.8 million compared to \$735.5 million in 2019. Instruction, Instructional Resources, and Instructional Staff Development expenses increased by \$18.3 million, primarily due to the compensation plan approved by the Board of Trustees to maintain competitive wages for teachers and related staff. Facilities, Acquisition and Construction increased \$134.3 million primarily attributed to the construction of the 2016 Bond Projects.

The net increase of the combined fund balances of \$44.1 million was comprised of a fund balance increase of \$19.6 million in the General Fund, and an increase of \$39.3 million in the 2016 Capital Projects Fund, and a decrease of \$(14.8) million in the non-major governmental funds. The 2016 Capital Projects Fund ended the fiscal year 2020 with a fund balance of \$383.1 million. This represents an increase of \$39.3 million from fiscal year 2019 which ended at \$343.8 million. The District issued the final series of the 2016 Bond program during the current fiscal year at a premium and the net proceeds from the issuance was \$218.7 million. Current fiscal year expenditures increased to \$187.4 million as compared to \$72.5 million in fiscal year 2019, an increase of \$114.9 million. The District currently has 15 projects under construction and two projects entering the procurement phase of the project. These projects include renovations and improvements at seven high schools, as well as consolidation of current schools into renovated or newly constructed schools.

The General Fund is the primary operating fund of the District, the balance increased by \$19.6 million during the fiscal year to \$163.1. The increase in total fund balance was due to revenues exceeding expenditures by \$13.1 million, \$5.9 million in surplus real property sales, and \$17.4 million issuance for variable maintenance tax notes for the renovation of El Paso High School. Revenues came in at approximately \$5.2 million higher than the amended budget and \$32.5 million higher than the adopted budget. Local revenue was over budget due to increased tax collections. State revenue was over budget due to higher than forecasted Teacher Retirement System On-behalf benefits. Federal revenue was over budget due to increased Impact Aid revenue.

A portion of the General Fund balance is non-spendable and held as inventories for \$2.0 million. Another portion, \$30.4 million is Restricted and therefore, is legally segregated for the Maintenance Tax Notes projects and state mandated programs. Lastly, the classified Assigned General Fund balance indicates tentative plans for financial resource utilization in a future period. The District assigned a total of \$26.8 million of fund balance.

The General Fund total fund balance of \$163.1 million is equivalent to approximately 30.8% of expenditures or 73.6 days of operational expenditures in the unassigned fund balance. The unassigned fund balance of \$103.9 million minimizes the likelihood that the District would be required to enter the short-term debt market to pay for current operating expenditures.

The fund balance in the Debt Service Funds is \$43.2 million, up from \$27.2 million at the end of 2019. The Interest and Sinking tax rate for fiscal year 2020 increased from \$.14 to \$.20. The .06 cent increase was approved by taxpayers as part of the 2016 Bond Program.

Proprietary Funds

The Proprietary Funds are those funds which are primarily self-supporting. The District maintains three Proprietary Funds, which are all Internal Service Funds. These funds are the Print Shop, the Workers' Compensation Fund, and the Health Insurance Fund.

The Print Shop had operating loss of \$(141) thousand for the current fiscal year ending 2020. The fund closed the year with a positive total net position balance of \$443 thousand. The revenues for this fund were impacted due to the pandemic closure during FY 2020.

The Workers' Compensation Fund experienced an operating income of \$1.1 million for the year ending June 30, 2020. The net position ended at \$1.6 million. The District increased the contribution from \$32 to \$36 per employee per month in 2020. The District has a liability balance of \$6.5 million to cover future claims.

The District added a self-insured health plan to the existing Health Care Clinic Program during 2020. The Health Insurance Fund had operating loss of \$(5.7) million for the current fiscal year ending 2020. The District contributed \$8 per employee per month in 2020 for the clinic program and up to \$435 per participating employee per month to the self-insured health plan. The fund ended the year with a deficit net position balance of \$(4.3) million.

Fiduciary Funds

Fiduciary Funds (trust and agency funds) are used to account for assets held by a government, in a trustee capacity, or as an agent for individuals, private organizations, other governmental units, and/or other funds. The District accounts for student activity funds that are received and held by a school as agency funds. These funds have no equity and do not include revenues or expenditures of the District. The District accounts for scholarship funds and restricted donations in a trust fund.

General Fund - Fund Balances



	Days of Operation	al Expenditures in Unassign	ed Fund Balance	
<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
78.8	73.0	59.8	75.2	73.6
	Percentage of	Total Fund Balance to GF E	Expenditures	
<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
24.9%	23.0%	23.6%	28.1%	30.8%

GENERAL FUND CURRENT YEAR BUDGETARY HIGHLIGHTS

Over the course of the year, the District revised its budget several times. The expenditure budget was increased by \$91.7 million. The largest increases in the expenditure budget were found in Function 81 - Facilities Acquisition and Construction in the amount of \$54.1 million. The increase was primarily due to costs associated with construction projects; issuance of maintenance tax notes in the amount of \$17.7 million, \$36 million in rollforward of funds from prior year for work in progress, specifically the new central administration facility, use of fund balance for the planetarium project as well as HB3 funding for employee compensation. Function 11 -Instruction also had a significant change in expenditure budget. The increase of \$23.3 million was largely due to the passage of House Bill (HB) 3 in the 86th Legislative Session. The funding was earmarked for employee compensation, instructional materials and technology. The function also had increases to special population program allotments; Bilingual, Early Education, Career & Technical Education, and State Compensatory Education and an increase due to use of fund balance for instructional materials. Function 51 - Facilities Maintenance and Operations also saw an increase of \$4.6 million that was due to roll forward of prior year funds for maintenance related projects in the amount of \$2.6 million, HB3 funding that was allotted for employee compensation, campus improvements and use of fund balance for campus improvements. Other significant budget changes occurred in Function 13 – Curriculum and Instructional Staff Development in the amount of \$2.5 million, Function 23 - School Leadership in the amount of \$2.4 million and Function 52 - Security and Monitoring Services in the amount of \$1.2 million. The expenditure budget changes to the three functions were largely due to the influx of funding attributed to HB3, increases to special population programs and roll-forward of prior year budget for encumbered goods and services.

It is important to note that although there was an increase to the expenditure budget as noted above, a budget amendment for Federal ESSER funding was presented in June to reduce revenue and expenses by \$18.7 million. The District ended fiscal year 2020 with a three-month closure due to the pandemic. The loss of average daily attendance during the closure impacted projected revenue significantly. The Texas Education Agency implemented a statewide ADA 'Hold Harmless' waiver to assist with the loss of ADA during the district closure. The District's ADA was reduced by 2,581. The reduction to expenses was made in Function 11 - Instruction; teacher salaries were reclassified to the Federal ESSER Grant to offset the loss.

Lastly, an expenditure budget reflected a decrease of \$736 thousand in Function 53 – Data Processing Services due to a reimbursement for E-Rate transactions offset related expenses.

General Fund revenues were \$543.2 million: a positive variance of \$5.2 million over the final budget of \$538 million. Local revenues were \$2.9 million over budget due to local tax collections and interest earnings exceeding budget by \$3.4 million. State revenue was \$3.1 million under budget due to average daily attendance (ADA) coming in under forecast. The drop in ADA was due to declining enrollment. Federal revenue was \$1.2 million over budget, with Impact Aid exceeding budget by \$817 thousand, and SHARS revenue over budget by \$329 thousand.

Actual expenditures were \$55.2 million less than the appropriated budget amounts. The variances were largely due to the pandemic related District closure for the last three months of the fiscal year. The variances occurred in several areas: Instruction - \$2 million were unexpended within the function as a result of student technology that was not received prior to fiscal year end. Curriculum and Instructional Staff Development - \$2.8 million, the unspent allotment was initially budgeted to employee personnel costs, travel related to professional development and contracted services that were not realized as a result of the district closure. Student Transportation - \$1.8 million was unspent due to expenses not realized as a result of the closure; specifically in the areas of supplies, fuel, overtime and capital outlay that did not arrive prior to fiscal year end. Extracurricular Activities resulted with \$2.1 million of unspent funds due to the cancellation of student travel during the last guarter of the fiscal year, cancellation of athletic events as well as delays in the manufacturing of fine arts uniforms as a result of the pandemic. Facilities Maintenance and Operations - \$3.3 million was unspent due to the pandemic related district closure that resulted in lower expenditures in personnel costs, utilities, contracted services, supplies and materials. Security and Monitoring Services - had unspent funds in the amount of \$1 million due to lower expenditure levels in the areas of personnel costs due to the cancellation of district events and contracted services. Facilities Acquisition and Construction ended the year with an unspent budget in the amount of \$39 million due to work in progress for the central administration building project, an allocation of budget due to a land sale and the issuance of Maintenance Tax Notes.

Lastly, it is the District's practice to allocate budget for personnel costs at one hundred percent of actual salary. Campuses and departments have a flexible revision policy for non-payroll budgets, but cannot transfer excess salary savings for non-salary purposes. In most cases, unspent payroll dollars are recaptured and allotted to the fund balance.

ECONOMIC FACTORS AND NEXT YEAR'S BUDGETS AND RATES

The District's elected and appointed officials considered many factors when setting the fiscal year 2020-21 budget and tax rates. Because of the pandemic, the certified appraised values used for the 2021 budget were forecasted at 0% growth. The District's 2021 refined average daily attendance was budgeted at 48,666 students. This is a decrease of 1,074 from the prior year's final ADA.

The District adopted the budget on May 19, 2020. It was the second year of increased State funding provided after passage of House Bill 3 during the 86th session of the Texas Legislature. HB 3 provided comprehensive reform to the State's Foundation School Program. The most significant changes being the compression of the M&O tax rate, an increase to the basic allotment for students, and increases to program funding including weighted adjustments to the basic allotment. Because of declining student enrollment, the 2021 budget was \$3.4 million less than the 2020 amended budget. The District was able provide a general pay increase of 2% to employees for 2020-21.

The District's 2020-21 budget was based on an M&O tax rate of \$1.05475 which was compressed from the prior year rate of \$1.06835. The I&S tax rate increased from \$.20 to \$.2636 because of the 2020 bond sale. The total tax rate increased by 5 cents, from \$1.26835 to \$1.31835. The District's Board of Trustees adopted a balanced budget for fiscal year 2020-21. Both revenues and expenditures for the amended budgeted totaled \$549,805,177.

CONTACTING THE DISTRICT'S FINANCIAL MANAGEMENT

This financial report is designed to provide our citizens, taxpayers, customers, investors and creditors with a general overview of the District's finances, and to show the District's accountability for the funding it receives. The administration believes that the El Paso Independent School District has sound financial practices. The District has financial challenges ahead such as, completing bond construction on time and within budget, increasing salaries to a competitive level, and increasing the Unassigned Fund Balance. The District is moving in the right direction both financially and educationally.

Many thanks are owed to teachers, campus administrators, support staff, the District's elected and appointed officials, volunteers, and central office administrators, whose purpose is to direct the resources of the District to educate our children. In many cases, these individuals have been asked to make sacrifices to assist the District in achieving its current financial position.

If you have questions about this report or need additional financial information, please contact Carmen Arrieta-Candelaria, Deputy Superintendent Finance and Operations at (915) 230-2801, or Maria D. Pineda, Executive Director, Financial Services at (915) 230-2145 or by mail at El Paso Independent School District, 6531 Boeing Drive, El Paso, Texas, 79925.

The El Paso Independent School District does not discriminate in its educational programs or employment practices on the basis of race, color, age, sex, religion, national origin, marital status, citizenship, military status, disability, genetic information, gender stereotyping and perceived sexuality, or on any other basis prohibited by law. Inquiries concerning the application of Titles VI, VII, IX, and Section 504 may be referred to the District compliance officer, Patricia Cortez, at 230-2033; Section 504 inquiries regarding students may be referred to Kelly Ball at 230-2856.

El Distrito Escolar Independiente de El Paso no discrimina en los programas de educación o en prácticas de empleo usando el criterio de raza, color, edad, sexo, religión, origen nacional, estado civil, ciudadanía, estado militar, discapacidad, información genética, estereotipo sexual o sexualidad percibida, u otra práctica prohibida por la ley. Preguntas acerca de la aplicación del título VI, VII o IX, y la Sección 504 pueden ser referidas al oficial del distrito, Patricia Cortez al 230-2033; preguntas sobre 504 tocante a estudiantes pueden ser referidas a Kelly Ball al 230-2856.

BASIC FINANCIAL STATEMENTS

EXHIBIT A-1

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF NET POSITION JUNE 30, 2020

Data		Primary Government
Contr	ol	Governmental
Codes	3	Activities
ASSI	ZIS .	
1110	Cash and Cash Equivalents	\$ 602,103,900
1120	Current Investments	1,080,849
1220	Property Taxes - Delinquent	16,177,365
1230	Allowance for Uncollectible Taxes	(8,398,000)
1240	Due from Other Governments	135,930,288
1250	Accrued Interest	329,877
1290	Other Receivables, Net	509,490
1300	Inventories	2,003,184
1410	Prepayments	329,142
	Capital Assets:	
1510	Land	46,862,933
1520	Buildings, Net	458,880,750
1530	Furniture and Equipment, Net	24,625,691
1540	Land Improvements, Net	2,150,946
1550	Leased Property Under Capital Leases, Net	10,859,636
1580	Construction and Technology in Progress	332,567,922
1800	Restricted Assets	50,729
1990	Long Term Investments	19,070,163
1000	Total Assets	1,645,134,865
DEFE	RRED OUTFLOWS OF RESOURCES	· · · · · · · · · · · · · · · · · · ·
1701	Deferred Charge for Refunding	14,812,569
1702	Deferred Outflow for Asset Retirement Obligation	1,303,218
1705	Deferred Outflow Related to TRS Pension	76,226,687
1706	Deferred Outflow Related to TRS OPEB	25,332,967
1700	Total Deferred Outflows of Resources	117,675,441

EXHIBIT A-1

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF NET POSITION JUNE 30, 2020

Data	_	Pr	imary Government
Contro	ol	(Governmental
Codes			Activities
	H MANDO		
	ILITIES		(470 070
2110	Accounts Payable		6,479,872
2140	Interest Payable		13,286,581
2150	Payroll Deductions and Withholdings		6,369,327
2160	Accrued Wages Payable		54,790,496
2200	Accrued Expenses		45,835,088
2300	Unearned Revenue		35,655,003
	Noncurrent Liabilities:		
2501	Due Within One Year		28,727,540
2502	Due in More Than One Year		1,064,041,441
2540	Net Pension Liability (District's Share)		165,283,406
2545	Net OPEB Liability (District's Share)		214,670,423
2000	Total Liabilities		1,635,139,177
DEFE	RRED INFLOWS OF RESOURCES		_
2602	Deferred Inflow Gain on Refunding		1,959,346
2605	Deferred Inflow Related to TRS Pension		38,871,857
2606	Deferred Inflow Related to TRS OPEB		107,236,945
2600	Total Deferred Inflows of Resources		148,068,148
NET I	POSITION		
3200	Net Investment in Capital Assets		226,302,538
3820	Restricted for Federal and State Programs		11,967,284
3850	Restricted for Debt Service		20,080,292
3870	Restricted for Campus Activities		2,088,188
3890	Restricted for Other Purposes		10,718,116
3900	Unrestricted		(291,553,437)
3000	Total Net Position	\$	(20,397,019)
			<u> </u>

EXHIBIT B-1

Net (Expense)

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF ACTIVITIES FOR THE YEAR ENDED JUNE 30, 2020

							Revenue and Changes in Net
Data				Program F	Revenues		Position
Control		1		3	4		6
Codes					Operating	_	Primary Gov.
		Г		Charges for	Grants and		Governmental
		Expenses		Services	Contributions		Activities
Primary Government:							
GOVERNMENTAL ACTIVITIES:							
11 Instruction	\$	388,245,164	\$	627,777	\$ 83,900,371	\$	(303,717,016)
12 Instructional Resources and Media Services		9,319,675		-	1,155,231		(8,164,444)
13 Curriculum and Instructional Staff Development		29,732,085		-	10,498,590		(19,233,495)
21 Instructional Leadership		7,277,689		-	2,193,665		(5,084,024)
23 School Leadership		44,807,286		-	5,408,409		(39,398,877)
31 Guidance, Counseling and Evaluation Services		29,929,444		-	9,486,050		(20,443,394)
32 Social Work Services		5,380,943		-	1,030,331		(4,350,612)
33 Health Services		8,088,656		-	10,419,633		2,330,977
34 Student (Pupil) Transportation		13,735,500		40,169	1,839,967		(11,855,364)
35 Food Services		31,384,843		2,419,077	27,445,978		(1,519,788)
36 Extracurricular Activities		14,230,020		1,039,129	1,099,852		(12,091,039)
41 General Administration		16,551,220		470,971	2,530,997		(13,549,252)
51 Facilities Maintenance and Operations		56,652,493		85,386	4,703,554		(51,863,553)
52 Security and Monitoring Services		7,656,982		-	850,492		(6,806,490)
53 Data Processing Services		9,208,439		-	1,093,017		(8,115,422)
61 Community Services		1,713,658		-	1,467,044		(246,614)
72 Interest and Fees on Long-Term Debt		30,395,327		-	3,649,604		(26,745,723)
73 Debt Service - Bond Issuance Cost and Fees		2,515,677		-	-		(2,515,677)
81 Facilities Planning and Innovative Construction		369,850		-	668,011		298,161
99 Other Intergovernmental Charges		2,388,693			-	_	(2,388,693)
[TP] TOTAL PRIMARY GOVERNMENT:	\$	709,583,644	\$	4,682,509	\$ 169,440,796		(535,460,339)
Data Control General I Codes Taxes		nues:				= —	
MT P	rope	rty Taxes, Levi	ied	for General Pur	poses		177,616,119
DT P	rope	rty Taxes, Levi	ied	for Debt Service	e		33,496,929
SF State	Aid	- Formula Gran	ıts				316,739,977
IE Inves	stmer	nt Earnings					10,170,641
MI Misc	ellan	eous Local and	d In	itermediate Rev	enue		1,552,514
S2 Special	Item	- Loss on Sale	of	Assets			(552,792)
TR Total 0	Gene	ral Revenues &	& S _]	pecial Items			539,023,388
CN		Change in 1	Net	Position			3,563,049
NB Net Pos	ition	- Beginning					(23,960,068)
NE Net Pos	ition	- Ending				\$	(20,397,019)

GOVERNMENTAL FUND FINANCIAL STATEMENTS

EL PASO INDEPENDENT SCHOOL DISTRICT BALANCE SHEET GOVERNMENTAL FUNDS JUNE 30, 2020

Data Contro	N.	General	ESSER -School Emergency	2016 Capital
Codes	11	Fund	Relief	Projects
AS	SETS			
1110	Cash and Cash Equivalents	\$ 140,432,003	\$ -	\$ 401,002,379
1120	Investments - Current	1,080,849	=	-
1220	Property Taxes - Delinquent	13,868,377	-	=
1230	Allowance for Uncollectible Taxes	(7,200,000)	-	-
1240	Due from Other Governments	105,021,788	18,703,462	-
1250	Accrued Interest	19,825	-	164,687
1260	Due from Other Funds	25,221,882	-	124,567
1290	Other Receivables	391,560	-	-
1300	Inventories	2,003,184	-	-
1800	Restricted Assets	-	-	-
1900	Long Term Investments	 		 8,548,141
1000	Total Assets	\$ 280,839,468	\$ 18,703,462	\$ 409,839,774
LIA	ABILITIES			
2110	Accounts Payable	\$ 2,578,208	\$ -	\$ 751,022
2150	Payroll Deductions and Withholdings Payable	6,369,327	-	=
2160	Accrued Wages Payable	50,009,890	-	150
2170	Due to Other Funds	12,703,977	18,703,462	-
2200	Accrued Expenditures	6,974,755	=	25,965,639
2300	Unearned Revenue	33,766,382	-	-
2000	Total Liabilities	 112,402,539	18,703,462	 26,716,811
DE	FERRED INFLOWS OF RESOURCES			
2601	Unavailable Revenue - Property Taxes	5,323,721	_	_
2600	Total Deferred Inflows of Resources	 5,323,721		
FU	ND BALANCES	 		
10	Nonspendable Fund Balance:			
3410	Inventories	2,003,184	_	_
	Restricted Fund Balance:	_,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
3450	Federal or State Funds Grant Restriction	_	_	-
3470	Capital Acquisition and Contractural Obligation	23,944,243	-	383,122,963
3480	Retirement of Long-Term Debt	_	_	-
3490	Other Restricted Fund Balance	6,465,141	_	-
	Assigned Fund Balance:	, ,		
3550	Construction	16,530,480	_	-
3570	Capital Expenditures for Equipment	3,500,000	-	-
3590	Other Assigned Fund Balance	6,766,039	-	-
3600	Unassigned Fund Balance	103,904,121	-	-
3000	Total Fund Balances	 163,113,208	<u> </u>	 383,122,963
4000	Total Liabilities, Deferred Inflows & Fund Balances	\$ 280,839,468	\$ 18,703,462	\$ 409,839,774

		Total
Other		Governmental
Funds		Funds
\$ 52,595,094	\$	594,029,476
-		1,080,849
2,308,988		16,177,365
(1,198,000)		(8,398,000)
12,205,038		135,930,288
145,365		329,877
12,109,768		37,456,217
117,930		509,490
-		2,003,184
50,729		50,729
 10,522,022		19,070,163
\$ 88,856,934	\$	798,239,638
\$ 2,172,300	\$	5,501,530
-		6,369,327
4,779,349		54,789,389
5,586,303		36,993,742
3,985,567		36,925,961
1,888,621		35,655,003
 18,412,140	_	176,234,952
 	_	
 863,981	_	6,187,702
863,981		6,187,702
-		2,003,184
11,967,284		11,967,284
12,240,068		419,307,274
32,567,157		32,567,157
12,806,304		19,271,445
_		16,530,480
-		3,500,000
-		6,766,039
-		103,904,121
69,580,813		615,816,984
\$ 88,856,934	\$	798,239,638

EXHIBIT C-2

EL PASO INDEPENDENT SCHOOL DISTRICT RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET TO THE STATEMENT OF NET POSITION JUNE 30, 2020

Total Fund Balances - Governmental Funds \$ 615,816,98	Total Fund Balances - Governmental Funds	\$	615,816,984
--------------------------------------------------------	------------------------------------------	----	-------------

Amounts reported for governmental activities in the statement of net position are different because:

Capital assets of \$1,311,393,169 net of accumulated depreciation of (\$435,458,089), less assets held in internal service funds are not financial resources, and therefore, are not reported as assets in governmental funds.

875,935,080

Property taxes are not available to pay for the current period's expenditures and therefore are deferred in the funds.

6,187,702

Prepaid Insurance amortization is not reported in the fund financial statement but is reported as part of the statement of net position.

329,142

Internal service funds are used by the District's management to charge the costs of certain activities, such as the print shop, worker's compensation, and health insurance, to the other funds. The assets and liabilities of the internal service funds are included in governmental activities.

(2,263,829)

Long-term liabilities, including bonds payable, are not due and payable in the current period and therefore are not reported as liabilities in the funds:

(1,092,768,981)

- Bonds Payable (\$901,446,571)
- Premiums on Bonds Payable (\$92,102,050)
- Lease Revenue Bonds Pavable (\$16.385.000)
- Premium on Lease Revenue Bonds Payable (\$322,280)
- Accretion Payable (\$5,778,786)
- Lease Purchases Payable (\$10,832,688)
- Maintenance Tax Notes Payable (\$53,075,000)
- Premiums on Maintenance Tax Notes Payable (\$560,245)
- Asset Retirement Obligation (\$1,303,218)
- Accumulated Unpaid Leave Benefits (\$10,963,143)

Accrued interest is not due and payable in the current period and therefore is not reported as a liability in the governmental funds.

(13,286,581)

Deferred outflows for the Asset Retirement Obligation are not reported in the funds but are considered deferred outflows in the statement of net position.

1,303,218

Deferred gains and losses on the refunding of bonds are not reported in the funds but are considered deferred outflows and inflows in the statement of net position. The Deferred Charge for Refundings is \$14,812,569 as of June 30, 2020, and the Deferred Gain on Refunding is (\$1,959,346) as of June 30, 2020.

12,853,223

Included in the items related to debt is the recognition of the District's proportionate share of pension liability required by GASB 68:

(127,928,576)

- Net Pension liability (\$165.283.406)
- Deferred Outflow Related to TRS Pension \$76,226,687
- Deferred Inflow Related to TRS Pension (\$38,871,857)

EL PASO INDEPENDENT SCHOOL DISTRICT RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET TO THE STATEMENT OF NET POSITION JUNE 30, 2020

Included in the items related to debt is the recognition of the District's proportionate share of the Net OPEB liability required by GASB 75: - Net OPEB liability (\$214,670,423)

(296,574,401)

EXHIBIT C-2

- Deferred Outflow Related to TRS OPEB \$25,332,967
- Deferred Inflow Related to TRS OPEB (\$107,236,945)

Net Position of Governmental Activities

\$ (20,397,019)

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES GOVERNMENTAL FUNDS

FOR THE YEAR ENDED JUNE 30, 2020

REVENUES: 5700 Total Local and Intermediate Sources \$ 182,557,785 \$ - \$ 5800 State Program Revenues 344,977,633 - 5900 Federal Program Revenues 15,626,204 18,703,462 5020 Total Revenues 543,161,622 18,703,462 EXPENDITURES: Current: 0011 Instruction 301,506,233 18,703,462 0012 Instructional Resources and Media Services 8,156,538 - 0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 - 0033 Health Services 6,855,312 -	\$ 6,379,596 - - 6,379,596
5800 State Program Revenues 344,977,633 - 5900 Federal Program Revenues 15,626,204 18,703,462 5020 Total Revenues 543,161,622 18,703,462 EXPENDITURES: Current: 0011 Instruction 301,506,233 18,703,462 0012 Instructional Resources and Media Services 8,156,538 - 0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	-
5900 Federal Program Revenues 15,626,204 18,703,462 5020 Total Revenues 543,161,622 18,703,462 EXPENDITURES: Current: 0011 Instruction 301,506,233 18,703,462 0012 Instructional Resources and Media Services 8,156,538 - 0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	6,379,596
Total Revenues 543,161,622 18,703,462 EXPENDITURES: Current: 0011 Instruction 301,506,233 18,703,462 0012 Instructional Resources and Media Services 8,156,538 - 0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	6,379,596
EXPENDITURES: Current: 0011 Instruction 301,506,233 18,703,462 0012 Instructional Resources and Media Services 8,156,538 - 0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	6,379,596
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0013 Curriculum and Instructional Staff Development 17,783,177 - 0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	-
0021 Instructional Leadership 4,717,523 - 0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	-
0023 School Leadership 38,472,567 - 0031 Guidance, Counseling, and Evaluation Services 18,784,445 - 0032 Social Work Services 4,260,325 -	-
0031Guidance, Counseling, and Evaluation Services18,784,445-0032Social Work Services4,260,325-	-
0032 Social Work Services 4,260,325 -	=
, ,	-
0033 Health Services 6 855 312 -	-
	-
0034 Student (Pupil) Transportation 11,951,720 -	2,028,173
0035 Food Services	-
0036 Extracurricular Activities 12,460,160 -	-
0041 General Administration 14,010,740 -	1,027,488
0051 Facilities Maintenance and Operations 51,373,438 -	-
0052 Security and Monitoring Services 7,143,233 -	8,742
0053 Data Processing Services 7,766,681 -	533,132
0061 Community Services 36,112 -	-
Debt Service:	
0071 Principal on Long-Term Debt 599,362 -	-
0072 Interest on Long-Term Debt 1,551,808 -	-
0073 Bond Issuance Cost and Fees 232,687 -	1,695,137
Capital Outlay:	
0081 Facilities Acquisition and Construction 20,047,310 -	182,193,626
Intergovernmental:	
0099 Other Intergovernmental Charges 2,388,693 -	-
6030 Total Expenditures 530,098,064 18,703,462	187,486,298
Excess (Deficiency) of Revenues Over (Under) Expenditures 13,063,558	(181,106,702)
OTHER FINANCING SOURCES (USES):	
7911 Capital Related Debt Issued 17,390,000 -	197,075,000
7912 Sale of Real and Personal Property 5,890,191 -	-
7915 Transfers In	-
7916 Premium or Discount on Issuance of Bonds 331,453 -	23,315,714
8911 Transfers Out (Use) (16,811,267) -	-
8949 Other (Uses) - (312,761)	-
7080 Total Other Financing Sources (Uses) 6,487,616 -	220,390,714
1200 Net Change in Fund Balances 19,551,174 -	39,284,012
0100 Fund Balance - July 1 (Beginning) 143,562,034 -	343,838,951
1 und Balance - July 1 (Beginning)	373,030,331
3000 Fund Balance - June 30 (Ending) \$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	

	Total
Other	Governmental
Funds	Funds
\$ 38,439,309	
11,113,942	356,091,575
71,168,779	105,498,445
120,722,030	688,966,710
	·
26 469 145	246 677 940
26,468,145	346,677,840
271,669	8,428,207
9,420,025	27,203,202
1,772,791	6,490,314
1,116,995	39,589,562
7,343,887	26,128,332
768,329	5,028,654
213,158	7,068,470
549,350	14,529,243
28,611,788	28,611,788
504,618	12,964,778
304,010	
1 440 664	15,038,228
1,440,664	52,814,102
73,975	7,225,950
381,145	8,680,958
1,467,044	1,503,156
10,728,593	11,327,955
31,342,274	32,894,082
587,853	2,515,677
33,461,994	235,702,930
	2 200 (02
	2,388,693
156,524,297	892,812,121
(35,802,267)	(203,845,411)
27.850.000	252 215 000
37,850,000	252,315,000
-	5,890,191
16,811,267	16,811,267
10,549,091	34,196,258
-	(16,811,267)
(44,183,386)	
21,026,972	247,905,302
	·
(14,775,295)	
84,356,108	571,757,093
\$ 69,580,813	\$ 615,816,984

\$

EXHIBIT C-4

EL PA SO INDEPENDENT SCHOOL DISTRICT RECONCILIATION OF THE GOVERNMENTAL FUNDS STATEMENT OF REVENUES, EXPENDITURES,

AND CHANGES IN FUND BALANCES TO THE STATEMENT OF ACTIVITIES FOR THE YEAR ENDED JUNE 30, 2020

Amounts reported for governmental activities in the statement of activities are different due to the following:

Governmental funds report capital outlays as expenditures. However, in the statement of activities, the cost of assets is allocated over their estimated useful lives as depreciation expense. Thus the cost of current year outlays is removed from expense and depreciation is added to expense net of Internal Service Fund Activity:

211,377,818

44,059,891

- Additions to Land \$309,777
- Additions to Construction in Progress \$235,049,348

Total Net Change in Fund Balances - Governmental Funds

- Additions to Software in Progress \$2,719
- Additions to Furniture and Equipment \$1,059,930
- Additions to Vehicles \$2,295,853
- Disposal of Assets (\$6,467,442)
- Adjustments \$20,393
- Depreciation Expense (\$20,892,760)

Repayment of principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the statement of net position. Proceeds from the sale of bonds is a source of financing in the governmental funds, but the statement of net position recognizes it as an increase in the long-term liabilities. The changes in long term liabilities for the fiscal year consisted of the following:

(223,062,322)

- Net Change in Bonds Payable (\$180,566,407)
- Net Change in Premiums on Bonds and Maintenance Tax Notes (\$27,528,923)
- Net Change in Premium on Lease Revenue Bonds Payable \$14,231
- Net Change in Accretion Payable \$675,451
- Net Change in Lease Purchase Payable \$379,362
- Net Change in Due to Taxpayers \$360,990
- Net Change in Accumulated Leave Benefits \$772,974
- Net Change in Maintenance Tax Notes (\$17,170,000)

Deferred outflows and inflows of gains and losses on debt refundings are amortized over the term of the bonds in the statement activities but are expensed in the year incurred in governmental funds:

(2,799,785)

- Net Deferred Charge for Refunding (\$1,197,711)
- Net Deferred Inflow Gain on Refunding (\$1,602,074)

Property taxes that will not be collected until after the District's fiscal year end are not considered "available" revenues and are deferred in the governmental funds. The change in deferred tax revenues, net of allowance for bad debt, are recognized in the statement of activities.

788,116

Interest on long-term debt in the statement of activities differs from the amount reported in the governmental funds because interest is recognized as an expenditure in the funds when it is due, and thus, requires the use of current financial resources. In the statement of activities, however interest expense is recognized as the interest accrues, regardless of when it is due.

(1,553,320)

Prepaid insurance amortization is not reported in the fund financial statements. The net change in prepaid insurance is reported in the statement of activities.

38,383

EXHIBIT C-4

RECONCILIATION OF THE GOVERNMENTAL FUNDS STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES TO THE STATEMENT OF ACTIVITIES FOR THE YEAR ENDED JUNE 30, 2020

EL PASO INDEPENDENT SCHOOL DISTRICT

Internal service funds are used by management to charge the costs of certain activities, such as print shop, workers' compensation, health insurance, and health clinics, to individual funds. The net revenue (expense) of the internal service funds is reported with governmental activities.

(4,605,716)

GASB 68 required that certain plan expenditures be de-expended and recorded as deferred resource outflows. These contributions made after the measurement date of the plan caused the change in ending net position to increase by \$10,516,021. Contributions made before the measurement date and during the previous fiscal year were also expended and recorded as a reduction in net pension liability. This caused a decrease in net position totaling (\$9,337,582). Finally, the proportionate share of the TRS pension expense on the plan as a whole had to be recorded. The net pension expense decreased the change in net position by (\$21,196,196). The net result is a decrease in the change in net position.

(20,017,757)

GASB 75 required that certain plan expenditures be de-expended and recorded as deferred resource outflows. These contributions made after the measurement date of the plan caused the change in ending net position to increase by \$2,834,204. Contributions made before the measurement date and during the previous fiscal year were also expended and recorded as a reduction in net OPEB liability. This caused a decrease in net position totaling (\$2,693,326). Finally, the proportionate share of the TRS-Care OPEB expense on the plan as a whole had to be recorded. The net pension expense decreased the change in net position by (\$803,137). The net result is a decrease in the change in net position.

(662,259)

Change in Net Position of Governmental Activities

\$ 3,563,049

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PROPRIETARY FUND FINANCIAL STATEMENTS

EXHIBIT D-1

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF NET POSITION PROPRIETARY FUNDS JUNE 30, 2020

	Governmental Activities -
	Total
	Internal
	Service Funds
ASSETS	
Current Assets:	
Cash and Cash Equivalents	\$ 8,074,424
Due from Other Funds	469,642
Total Current Assets	8,544,066
Noncurrent Assets:	
Capital Assets:	
Furniture and Equipment	225,131
Depreciation on Furniture and Equipment	(212,333)
Total Noncurrent Assets	12,798
Total Assets	8,556,864
LIABILITIES	
Current Liabilities:	
Accounts Payable	978,342
Accrued Wages Payable	1,107
Due to Other Funds	932,117
Accrued Expenses	8,909,127
Total Liabilities	10,820,693
NET POSITION	
Net Investment in Capital Assets	12,798
Unrestricted Net Position	(2,276,627)
Total Net Position	\$ (2,263,829)

EXHIBIT D-2

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION PROPRIETARY FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	Governmental Activities -
	Total Internal Service Funds
OPERATING REVENUES:	
Local and Intermediate Sources	\$ 31,187,573
Total Operating Revenues	31,187,573
OPERATING EXPENSES:	
Payroll Costs Professional and Contracted Services Supplies and Materials Other Operating Costs Depreciation Expense	32,694,991 3,033,646 114,098 123,508 6,270
Total Operating Expenses	35,972,513
Operating Income (Loss)	(4,784,940)
NONOPERATING REVENUES (EXPENSES):	
Earnings from Temporary Deposits & Investments	179,224
Total Nonoperating Revenues (Expenses)	179,224
Trans fer In Trans fers Out	1,000,000 (1,000,000)
Change in Net Position	(4,605,716)
Total Net Position - July 1 (Beginning)	2,341,887
Total Net Position - June 30 (Ending)	\$ (2,263,829)

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF CASH FLOWS PROPRIETARY FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	Governmental Activities -	
	Total	
	Internal	
	Service Funds	
Cash Flows from Operating Activities:		
Cash Received from User Charges	\$ 56,085	
Cash Received from Assessments - Other Funds	31,265,396	
Cash Payments to Employees for Services	(2,157,408)	
Cash Payments for Insurance Claims	(28,151,682)	
Cash Payments for Suppliers	(2,565,628)	
Cash Payments for Other Operating Expenses	(123,508)	
Cash I aynonts for other operating Expenses	(123,300)	
Net Cash Used for Operating Activities	(1,676,745)	
Cash Flows from Non-Capital Financing Activities:		
Operating Transfer (Out)	(1,000,000)	
Operating Transfer In	1,000,000	
Net Cash Provided by Non-Capital Financing Activities	-	
Cash Flows from Investing Activities:		
Interest and Dividends on Investments	170 224	
interest and Dividends on investments	179,224	
Net Cash Provided by Investing Activities	179,224	
Net Decrease in Cash and Cash Equivalents	(1,497,521)	
Cash and Cash Equivalents at Beginning of Year	9,571,945	
cash and cash Equivalents at Beginning of Year	7,371,743	
Cash and Cash Equivalents at End of Year	\$ 8,074,424	
Reconciliation of Operating Income (Loss) to Net Cash	·	
Used for Operating Activities:		
Operating Income (Loss):	\$ (4,784,940)	
Adjustments to Reconcile Operating Income		
to Net Cash Used for Operating Activities:		
•	6 270	
Depreciation	6,270	
Effect of Increases and Decreases in Current		
Assets and Liabilities:		
Decrease (increase) in Due from Other Funds	96,376	
Decrease (increase) in Receivables	1,160	
Increase (decrease) in Accounts Payable	765,794	
Increase (decrease) in Accrued Wages Payable	(112)	
Increase (decrease) in Due to Other Funds	829,603	
Increase (decrease) in Accrued Expenses	1,409,104	
Net Cash Used for Operating Activities	\$ (1,676,745)	
The case of the operating from the		

FIDUCIARY FUND FINANCIAL STATEMENTS

EXHIBIT E-1

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF FIDUCIARY NET POSITION FIDUCIARY FUNDS JUNE 30, 2020

	Private Purpose Trust Funds	Agency Fund
ASSETS		
Cash and Cash Equivalents	\$ -	\$ 2,734,552
Other Receivables	-	43,89
Restricted Assets	421,705	-
Total Assets	421,705	\$ 2,778,44
LIABILITIES		
Accounts Payable	-	\$ 43,89
Due to Student Groups		 2,734,55
Total Liabilities	-	\$ 2,778,44
NET POSITION		
Restricted for Other Purposes	421,705	
Total Net Position	\$ 421,705	

EXHIBIT E-2

EL PASO INDEPENDENT SCHOOL DISTRICT STATEMENT OF CHANGES IN FIDUCIARY FUND NET POSITION FIDUCIARY FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	Private Purpose Trust Funds	
ADDITIONS:		
Earnings from Temporary Deposits	\$ 6,369	
Contributions, Gifts and Donations	23,550	
Miscellaneous Additions	1,500	
Total Additions	31,419	
DEDUCTIONS:		
Supplies and Materials	57,501	
Other Deductions	8,558	
Total Deductions	66,059	
Change in Fiduciary Net Position	(34,640)	
Total Net Position - July 1 (Beginning)	456,345	
Total Net Position - June 30 (Ending)	\$ 421,705	

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

El Paso Independent School District (the "District") is a public educational agency operating under the applicable laws and regulations of the State of Texas. It is governed by a seven-member Board of Trustees (the "Board") elected by registered voters of the District. The District prepares its basic financial statements in conformity with generally accepted accounting principles promulgated by the Governmental Accounting Standards Board (GASB), and it complies with the requirements of the appropriate version of Texas Education Agency's *Financial Accountability System Resource Guide* (the "Resource Guide") and the requirements of contracts and grants of agencies from which it receives funds.

A. Reporting Entity

The Board of Trustees (the "Board") is elected by the public. It has the authority to make decisions, appoint administrators and managers, and significantly influence operations. It also has the primary accountability for fiscal matters. The District is not included in any other governmental "reporting entity" as defined by the Governmental Accounting Standards Board (GASB).

In accordance with Governmental Accounting Standards Board, a financial reporting entity consists of the primary government and its component units. Component units are legally separate organizations for which the elected officials of the District are financially accountable, or for which the relationship to the District is such that exclusion would cause the District's financial statements to be misleading or incomplete. Discretely presented component units are reported in a separate column in the basic financial statements to emphasize they are legally separate from the school district. Blended component units, although a legally separate entity, are in substance a part of the District's operations, and thus the data is combined with data of the primary government.

The criteria used to determine whether an organization is a component unit of the District includes: financial accountability of the District for the component unit, whether the District appoints a voting majority of the entity's board, the ability to impose the District's will on the component unit, fiscal dependency criterion, if it is a financial benefit to or burden to the District, and whether services are provided entirely or almost entirely to the District.

On February 17, 2015, the District approved a Resolution authorizing the formation of the El Paso Independent School District Administrative Public Facility Corporation (Public Facility Corporation). The Public Facility Corporation is a nonprofit public corporation organized exclusively to act on behalf of the District to finance, refinance, or provide the costs of certain public facilities.

For financial reporting purposes, the Public Facility Corporation is included as a blended component unit in the operations and activities of the District. The criteria used to include the Public Facility Corporation as a blended component unit of the District include: the District appoints a voting majority of the Public Facility Corporation's governing body, the District is able to impose its will on the Public Facility Corporation, and the Public Facility Corporation serves the District exclusively as a financing vehicle for capital projects. The Public Facility Corporation's data is reported as a capital projects fund (Fund 690) and is included in the other funds column of the governmental funds financial statements.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

For financial reporting purposes, the EPISD Education Foundation is not included as a component unit of the District. The criteria above was applied to the EPISD Education Foundation and management determined it was not a component unit of the District.

B. Government-Wide and Fund Financial Statements

The Statement of Net Position and the Statement of Activities are government-wide financial statements. They report information on all of the District's nonfiduciary activities with most of the interfund activities removed. *Governmental activities* include programs supported primarily by taxes, state foundation funds, grants and other intergovernmental revenues.

In addition to assets, the statement of net position reports a separate section for deferred outflows of resources. This separate financial statement category represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until that time. For pensions and OPEB, this outflow results from pension plan and OPEB contributions made after the measurement date of the net pension and OPEB liabilities and the results of differences between expected and actual economic experiences. The deferred outflows of resources related to pensions and OPEB resulting from District contributions subsequent to the measurement date will be recognized as a reduction of the net pension and OPEB liabilities in the next fiscal year. The other pension and OPEB related deferred outflows will be amortized over a systematic and rational method over a closed period.

In addition to liabilities, the statement of net position reports a separate section for deferred inflows of resources. This separate financial statement category represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. For pensions, these deferred inflows result primarily from differences between projected and actual earnings on pension plan investments. For OPEB, these deferred inflows result primarily from differences between expected and actual actuarial experiences as well as changes in actuarial assumptions. These amounts will be amortized over a systematic and rational method over a closed period.

The fiduciary net position of the Teacher Retirement System of Texas (TRS) has been determined using the flow of economic resources measurement focus and full accrual basis of accounting. This includes, for purposes of measuring the net pension liability, deferred outflows of resources and deferred inflows of resources related to pensions, pension expense, and information about assets, liabilities and additions to/deductions from TRS's fiduciary net position. The Plan's fiduciary net position has been determined on the same basis as that used by the Plan. Benefit payments (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value.

The fiduciary net position of the Teacher Retirement System of Texas (TRS) TRS Care Plan has been determined using the flow of economic resources measurement focus and full accrual basis of accounting. This includes for purposes of measuring the net OPEB liability, deferred outflows of resources and deferred inflows of resources related to other post-employment benefits, OPEB expense, and information about assets, liabilities and additions to/deductions from TRS Care's

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

fiduciary net position. Benefit payments are recognized when due and payable in accordance with the benefit terms. There are no investments as this is a pay-as-you-go plan and all cash is held in a cash account.

The Statement of Activities demonstrates how other people or entities that participate in programs the District operates have shared in the payment of the direct costs. The "charges for services" column includes payments made by parties that purchase, use, or directly benefit from goods or services provided by a given function of the District. Examples include tuition paid by students not residing in the District, school lunch charges, athletic and extracurricular/cocurricular activities, etc. The "grants and contributions" column includes amounts paid by organizations outside the District to help meet the operational or capital requirements of a given function. Examples include grants under the Every Student Succeeds Act. If a revenue is not a program revenue, it is a general revenue used to support all of the District's functions. Taxes are always general revenues.

Interfund activities between governmental funds and between governmental and proprietary funds appear as a due to or due from on the Governmental Fund Balance Sheet and Proprietary Fund Statement of Net Position and as other financing sources and uses on the Governmental Fund Statement of Revenues, Expenditures and Changes in Fund Balance and on the Proprietary Fund Statement of Revenues, Expenses and Changes in Fund Net Position. All interfund transactions between governmental funds and between governmental and internal service funds are eliminated on the government-wide statements. The District has no interfund services provided and used between functions that would be program revenue which, would not be eliminated in the process of consolidation.

The fund financial statements report on the financial condition and results of operations for three fund categories - governmental, proprietary, and fiduciary. Since the resources in the fiduciary funds cannot be used for District operations, they are not included in the government-wide statements. The District considers some governmental funds major and reports their financial condition and results of operations in a separate column.

Proprietary funds distinguish operating revenues and expenses from non-operating items. Operating revenues result from providing goods and services in connection with a proprietary fund's principal ongoing operations; they usually come from exchange or exchange-like transactions. All other revenues are nonoperating. Operating expenses can be tied specifically to the production of goods and services, such as materials and labor and direct overhead. Other expenses are nonoperating.

C. Measurement Focus, Basis of Accounting, and Financial Statement Presentation

The government-wide financial statements use the economic resources measurement focus and the accrual basis of accounting, as do the proprietary fund and fiduciary fund financial statements. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of the related cash flows. Property taxes are recognized as revenues in the year for which they are levied. Grants and similar items are recognized as revenue as soon as all eligibility requirements imposed by the provider have been met.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Governmental fund financial statements use the current financial resources measurement focus and the modified accrual basis of accounting. With this measurement focus, current assets, deferred outflows of resources, current liabilities, deferred inflows of resources, and fund balances are included on the balance sheet. Operating statements of these funds present net increases and decreases in current assets (i.e., revenues and other financing sources and expenditures and other financing uses).

The modified accrual basis of accounting recognizes revenues in the accounting period in which they become both measurable and available, and it recognizes expenditures in the accounting period in which the fund liability is incurred, if measurable, except for unmatured interest and principal on long-term debt, which is recognized when due. The expenditures related to certain compensated absences and claims and judgments are recognized when the obligations are expected to be liquidated with expendable available financial resources. The District considers most revenues, other than property tax revenues, available if they are collectible within one year after year end. School Health and Related Services (SHARS) revenue is recognized as revenue when it is earned and when the annual Cost Report is acknowledged by the Texas Health and Human Service Commission.

Revenues from local sources consist primarily of property taxes and investment income. Property tax revenues and revenues received from the State are recognized under the "susceptible -to-accrual" concept, that is, when they are both measurable and available. The District considers them "available" if they will be collected within 60 days of the end of the fiscal year. Miscellaneous revenues are recorded as revenue when received in cash because they are generally not measurable until actually received. Investment earnings are recorded as earned, since they are both measurable and available.

Unavailable revenue from property taxes arises only under the modified accrual basis of accounting. The governmental funds report this unavailable revenue as a deferred inflow of resources and recognize revenue in the period that the amounts become available.

Grant funds are considered to be earned to the extent of expenditures made under the provisions of the grant. Accordingly, when such funds are received, they are recorded as unearned revenues until related and authorized expenditures have been made. If balances have not been expended by the end of the project period, grantors sometimes require the District to refund all or part of the unused amount.

The Proprietary Fund Types and Fiduciary Funds are accounted for on a flow of economic resources measurement focus and utilize the accrual basis of accounting. This basis of accounting recognizes revenues in the accounting period in which they are earned and become measurable and expenses in the accounting period in which they are incurred and become measurable. With this measurement focus, all assets and deferred outflows of resources, and all liabilities and deferred inflows of resources, associated with the operation of these funds are included in the fund Statement of Net Position. The fund equity is segregated into net investment in capital assets, restricted and unrestricted net position.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

D. Fund Accounting

The District reports the following major governmental funds:

- 1. **The General Fund** The general fund is the District's primary operating fund. It accounts for all financial resources except those required to be accounted for in another fund.
- 2. **ESSER School Emergency Relief -** This fund is part of the Coronavirus Aid, Relief, and Economic Security (CARES) Act. It provides funds to help Local Education Agencies prevent, prepare for and respond to the COVID-19 pandemic and to the greatest extent practicable, continue to pay employees during the period of any disruptions or closures related to Coronavirus (CARES Act, Section 18003)(CFDA 84.425D).
- 3. **2016 Capital Projects Fund** This fund accounts for the construction activity related to the bonds from the 2016 general election to construct, renovate, demolish, acquire, and equip school buildings in the District.

Additionally, the District reports the following fund types:

Governmental Funds:

- Special Revenue Funds The District accounts for resources restricted to specific purposes by the Board or a grantor in a special revenue fund. Most federal and some state financial assistance is accounted for in a Special Revenue Fund, and sometimes unused balances must be returned to the grantor at the close of specified project periods. The District's Food Service Fund is considered a special revenue fund since it meets the following criteria:
 - User fees are charged to supplement the National School Lunch Program (NSLP),
 - The General Fund may subsidize the Food Service Program for expenditures in excess of NSLP, and
 - Food Service fund balances are used exclusively for child nutrition program purposes.

2. Debt Service Funds -

<u>2009 QSC-MTN Sinking Fund</u> - This fund is used to account for resources accumulated to pay for principal and interest on the Qualified School Construction Maintenance Tax Notes, Series 2009.

<u>2017 QSC-MTN Sinking Fund</u> - This fund is used to account for resources accumulated to pay for principal and interest on the Qualified School Construction Maintenance Tax Notes, Series 2017.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

<u>Debt Service Fund</u> - This is the main debt service fund for the District. It is used to account for resources accumulated and payments made for annual principal and interest on long-term general obligation debt of governmental funds.

3. Capital Projects Funds -

<u>2008 Capital Projects Fund</u> - This fund accounts for the construction activity related to the 2008 bonds to construct, renovate, acquire and equip school buildings in the District.

<u>Public Facilities Corporation Capital Projects Fund</u> - This fund is used to account for the acquisition, construction, and equipment, for a new administration office facility.

4. **Permanent Funds** - The District has no permanent funds.

Proprietary Funds:

- 5. **Enterprise Funds** The District has no enterprise funds.
- 6. **Internal Service Funds** These funds are used to account for goods or services provided by one department to other departments of the District on a cost reimbursement basis. The revenues and expenses related to services provided to departments within the District are accounted for in an internal service fund.

The District's Internal Service Funds are as follows:

<u>Print Shop</u> - This fund accounts for transactions related to print shop services provided to other departments of the District.

<u>Workers' Compensation Fund</u> - This fund accounts for all financial activity associated with the District's self-insured workers' compensation plan.

<u>Health Insurance Fund</u>- This fund accounts for all financial activity associated with the self insurance plan, which is supported principally by employer and employee contributions. Payments are then made to a third party vendor based upon the monthly invoices received. Services are available to all full-time and part-time employees.

Fiduciary Funds:

7. Private Purpose Trust Funds - The District accounts for donations for which the donor has stipulated that both the principal and the income may be used for purposes that benefit parties outside the District. The District has two private purpose trust funds to account for scholarships and other restricted donations.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

<u>Scholarship Trust Fund</u> - accounts for all financial activity and donations related to scholarships to high school students, as stipulated by the donor.

<u>Aoy Elementary School Fager Trust Fund</u> - accounts for all financial activity related to a restricted donation for various needs of the students at Aoy Elementary School.

- 8. **Pension (and Other Employee Benefit) Trust Funds** The District has no pension (and other employee benefit) trust funds.
- 9. **Investment Trust Funds** The District has no investment trust funds.
- Agency Funds The District accounts for resources held for others in a custodial capacity in agency funds. The District's Agency fund is used to account for activities of student groups.

E. Other Accounting Policies

- 1. For purposes of the statement of cash flows for proprietary funds, the District considers highly liquid investments to be cash equivalents if they have a maturity of three months or less when purchased.
- Investments with an original maturity greater than one year from the date of purchase are stated
 at fair value. If applicable, premiums and discounts on investments are amortized or accreted
 using the straight-line method, which approximates the interest method over the terms of the
 related securities.
- 3. The funds of the District must be deposited and invested under the terms of a contract, contents of which are set out in the **Depository Contract Law**. The depository bank places approved pledged securities for safekeeping and trust with the District's agent bank in an amount sufficient to protect District funds on a day-to-day basis during the period of the contract. The pledge of approved securities is waived only to the extent of the depository bank's dollar amount of Federal Deposit Insurance Corporation ("FDIC") insurance.
- 4. The **Public Funds Investment Act** (Government Code Chapter 2256) contains specific provisions in the areas of investment practices, management reports and establishment of appropriate policies. Among other things, it requires the District to adopt, implement, and publicize an investment policy. That policy must address the following areas: (1) safety of principal and liquidity, (2) portfolio diversification, (3) allowable investments, (4) acceptable risk levels, (5) expected rates of return, (6) maximum allowable stated maturity of portfolio investments, (7) maximum average dollar-weighted maturity allowed based on the stated maturity date for the portfolio, (8) investment staff quality and capabilities, (9) and bid solicitation preferences for certificates of deposit.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Statutes authorize the District to invest in (1) obligations of the U.S. Treasury, certain U.S. agencies, and the State of Texas; (2) certificates of deposit, (3) certain municipal securities, (4) money market savings accounts, (5) repurchase agreements, (6) bankers' acceptances, (7) mutual funds, (8) investment pools, (9) guaranteed investment contracts, (10) and common trust funds. The Act also requires the District to have independent auditors perform test procedures related to investment practices as provided by the Act. Management asserts that the District is in substantial compliance with the requirements of the Act and with local policies.

5. Additional policies and contractual provisions governing deposits and investments for the District are specified below:

Credit Risk:

Deposits - Credit risk is not applicable to deposits.

Temporary Investments (Cash Equivalents) - To limit the risk that an issuer or other counterparty to an investment will not fulfill its obligations, the District limits investments in public funds investment pools to the top ratings issued by nationally recognized statistical rating organizations (NRSROs). As of June 30, 2020, the District's investments in TexPool, TexPool Prime, Texas TERM, Texas CLASS, and LOGIC investment pools were rated AAAm, the Lone Star investment pool was rated AAAf/S1+, by Standard & Poors. The temporary investments held with US Bank Trust are invested in TexSTAR, a local government investment pool, rated AAAM by Standard & Poors.

Investments - To limit the risk that an issuer or other counterparty to an investment will not fulfill its obligations, the District limits investments in U.S. Agencies to the top ratings issued by nationally recognized statistical rating organizations (NRSROs). In addition, the Collateralized Mortgage Obligations (CMOs) and the Guaranteed Investment Contract (GIC) held by the District as of June 30, 2020, do not require disclosure of credit quality ratings since they are guaranteed or secured by the Federal Government.

Custodial Credit Risk:

Deposits - State law requires governmental entities to contract with financial institutions in which funds will be deposited to secure those deposits with insurance or pledged securities with a fair value equaling or exceeding the amount on deposit at the end of each business day. The pledged securities must be in the name of the governmental entity and held by the entity or its agent. Since the District has a contract that complies with this law, it has minimal custodial credit risk for deposits.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Temporary Investments (Cash Equivalents) - To limit the risk that, in the event of the failure of the counterparty to a transaction, the District will not be able to recover the value of investment or collateral securities that are in possession of an outside party, the District requires counterparties to register the securities in the name of the District and hand them over to the District or its designated agent. This includes securities in securities lending transactions. Investment pools are not categorized or exposed to custodial risk because they are not evidenced by securities that exist in physical or book-entry form.

Investments - To limit the risk that, in the event of the failure of the counterparty to a transaction, the District will not be able to recover the value of investment or collateral securities that are in possession of an outside party, the District requires counterparties to register the securities in the name of the District and hand them over to the District or its designated agent. This includes securities in securities lending transactions. All of the securities are in the District's name and held by the District or its agent.

Concentration of Credit Risk:

Deposits - Concentration of credit risk is not applicable to the deposits.

Temporary Investments (Cash Equivalents) - To limit the risk of loss attributed to the magnitude of a government's investment in a single issuer, the District's policy states that the portfolio must be diversified. Concentration of Credit Risk is not applicable to the investment pools since the purpose of these are to diversify the District's investment portfolio.

Investments - To limit the risk of loss attributed to the magnitude of the District's investment in a single issuer, the District's policy states that the portfolio must be diversified. The District's investments in securities are in Municipal Bonds from various entities, a Guaranteed Investment Contract (GIC), and Collateralized Mortgage Obligations (CMOs). The Municipal Bonds are approximately 1.5% of total governmental investments and the CMOs and GIC are approximately 1.7% of total governmental investments.

Interest Rate Risk:

Deposits - Interest rate risk is not applicable to deposits.

Temporary Investments (Cash Equivalents) - To limit the risk that changes in interest rates will adversely affect the fair value of investments, the District requires its investment portfolio for the general fund to have maturities of less than one year and a weighted average maturity of a maximum of 180 days for investments from all funds. Each pool invests in different investment instruments and each portfolio has varying maturities.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Investments - To limit the risk that changes in interest rates will adversely affect the fair value of investments, the District requires its investment portfolio to have maturities of less than one year for the general fund and a weighted average maturity of a maximum of 180 days for all investments. As of June 30, 2020, management calculated the District's WAM for the general fund at 3 days, and the total WAM was 47 days.

Foreign Currency Risk:

Deposits - The District limits the risk that changes in exchange rates will adversely affect a deposit by not having any deposits denominated in a foreign currency.

Temporary Investments (Cash Equivalents) - The District is not exposed to the risk that changes in exchange rates will adversely affect the fair value of an investment as the investment pools are not denominated in a foreign currency.

Investments - The District is not exposed to the risk that changes in exchange rates will adversely affect the fair value of an investment as none of the investments are denominated in any foreign currencies.

- 6. The District reports inventories of supplies at weighted average cost, including consumable maintenance, instructional, office, athletic, and transportation items. Supplies are recorded as expenditures when they are consumed. Inventories of food commodities are recorded at market values supplied by the Texas Department of Agriculture. Although commodities are received at no cost, their fair market value is supplied by the Texas Department of Agriculture and recorded as inventory and unearned revenue when received. When requisitioned, inventory and unearned revenue are relieved, expenditures are charged, and revenue is recognized for an equal amount.
- 7. Property taxes are levied by October 1 on the assessed value listed as of the prior January 1 for all real and business personal property located in the District in conformity with Subtitle E, Texas Property Tax Code. Taxes are due on receipt of the tax bill and are delinquent if not paid before February 1 of the year following the year in which imposed. On January 31 of each year, a tax lien attaches to the property to secure the payment of all taxes, penalties, and interest ultimately imposed. Property tax revenues are considered available (1) when they become due or past due and receivable within the current period and (2) when they are expected to be collected during a 60-day period after the close of the school fiscal year.
- 8. Delinquent taxes are prorated between maintenance and debt service based on rates adopted for the year of the levy. Allowances for uncollectible tax receivables within the General and Debt Service Funds are based on historical experience in collecting property taxes. Uncollectible personal property taxes are periodically reviewed and written off, but the District is prohibited from writing off real property taxes without specific statutory authority from the Texas Legislature.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

9. In the government-wide financial statements and proprietary fund types in the fund financial statements, long-term debt and other long-term obligations are reported as liabilities in the applicable governmental activities or proprietary fund type Statement of Net Position. Bond premiums and discounts are deferred and amortized over the life of the bonds using the straight line method and are presented as a component of non-current liabilities. Deferred charges or gains on refundings are also amortized over the life of the bonds using the straight line method and are presented as deferred outflows of resources or deferred inflows of resources. Bonds payable are reported net of the applicable bond premium or discount.

In the fund financial statements, governmental fund types recognized bond premiums and discounts, as well as bond issuance costs, during the current period. The face amount of debt issued is reported as other financing sources. Premiums received on debt issuances are reported as other financing sources, while discounts on debt issuances are reported as other financing uses. Issuance costs, whether or not withheld from the actual debt proceeds received, are reported as debt service expenditures.

- 10. It is the District's policy to require vacations to be taken in the year earned and any unused days at the end of the fiscal year are generally forfeited after a six-month period. Employees are entitled to sick leave based on the category/class of employment. Sick leave is allowed to be accumulated but does not vest. Upon resignation and qualified retirement of grandfathered employees, the District pays one-half accrued sick leave in a lump-sum cash payment to each employee or his/her beneficiary or estate based on the salary or wages for the last year of employment. A liability for these amounts is reported in the governmental funds only if they have matured as a result of employee resignations and retirements, but all eligible sick leave is accrued when incurred in the government-wide financial statements.
- 11. Capital assets, which include land, buildings, furniture, vehicles, and equipment are reported in the governmental activities column in the government-wide financial statements. Capital assets are defined by the District as assets with an initial, individual cost of more than \$5,000 and an estimated useful life in excess of one year. Such assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at acquisition value at the date of donation.

The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized. The gain on disposal of assets is considered infrequent in occurrence and is reported in the governmental activities column of the government-wide financial statements as a Special Item. Major outlays for capital assets and improvements are capitalized as projects are constructed.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Capital assets of the District are depreciated using the straight line method over the following estimated useful lives:

<u>Assets</u>	<u>Years</u>
Land Improvements	10 - 50
Buildings and Building Improvements	20 - 50
Furniture and Equipment	10
Buses	10
Technology Equipment	5
Vehicles, Transportation Equipment	5 - 10

- 12. Since Internal Service Funds support the operations of governmental funds, they are consolidated with the governmental funds in the government-wide financial statements. The expenditures of governmental funds that create the revenues of internal service funds are eliminated to avoid "grossing up" the revenues and expenses of the District as a whole.
- 13. The District sponsors a self-insured plan for worker's compensation and health insurance benefits to employees. Revenues for these Internal Service Funds are received from interest on investments as well as employee contributions and District contributions on behalf of the employees. The District contributions are charged as an expenditure to the various funds where the employee's salary is charged. Expenses are comprised of claims incurred during the fiscal year, professional and contracted services, and other miscellaneous expenses.
 - The General Fund is contingently liable for liabilities of these funds. Fund accounting is employed internally to maintain the integrity of the self-insurance activities of the District.
- 14. In the fund financial statements, governmental funds report restrictions of fund balance for amounts that are not available for appropriation or are legally restricted by outside parties for use for a specific purpose. The entire fund balances in the Special Revenue, Debt Service, and Capital Projects Funds have such restrictions. Since the entire fund balance is restricted for these funds, all assets are in essence restricted for their specified purpose.
- 15. When the District incurs an expense for which it may use either restricted or unrestricted assets, it uses the restricted assets first whenever they will have to be returned if they are not used.
- 16. The Data Control Codes refer to the account code structure prescribed by TEA in the *Financial Accountability System Resource Guide*. Texas Education Agency requires school districts to display these codes in the financial statements filed with the Agency to ensure accuracy in building a Statewide database for policy development and funding plans.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

- 17. In accordance with the Resource Guide, the District has adopted and installed an accounting system which meets at least the minimum requirements prescribed by the Texas State Board of Education and approved by the State Auditor. Specifically, the District's accounting system uses codes and the code structure presented in the Resource Guide. Mandatory codes are recorded in the order provided in the Resource Guide.
- 18. The District receives substantial amounts of funding from special revenue sources. The majority of this money is cost reimbursement to the District by the federal government or Texas Education Agency. The portion of revenue allowable for indirect cost is credited as revenue to the General Fund and as a reduction to revenue in the Special Revenue Fund, as appropriate. These indirect costs are fully allocated to function 41.
- 19. Preparation of these financial statements in conformity with generally accepted accounting principles requires the use of management's estimates and assumptions that affect the reported amounts of assets and liabilities and disclosures at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.
- 20. Net Position on the Statement of Net Position includes the following:

Net investment in capital assets - this component of net position consists of capital assets, net accumulated depreciation, reduced by the outstanding balances of bonds, notes or other borrowings that are attributable to the acquisition, construction or improvement of those assets. Deferred outflows of resources and deferred inflows of resources that are attributable to the acquisition, construction, or improvement of those assets or related debt will be included in this component of net position.

Restricted for federal and state programs - this component of net position consists of restricted assets reduced by liabilities and deferred inflows of resources related to those assets, which are restricted by federal and state granting agencies.

Restricted for debt service - this component of net position consists of restricted assets reduced by liabilities and deferred inflows of resources related to those assets. The assets arise from bond issuances which have constraints placed on them by the bond covenants for the purpose of future debt service payments.

Restricted for campus activities - this component of net position consists of restricted assets reduced by liabilities related to those assets, which are restricted transactions related to a principal's activity fund.

Restricted for other purposes- this component of net position consists of restricted assets which are related to the Bray Milk donation and sinking fund requirements.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Unrestricted net position - this component of net position is the net amount of assets, deferred outflows of resources, liabilities, and deferred inflows of resources that are not included in the determination of net investment in capital assets or the restricted components of net position.

21. Fund Balance

The District may report the following fund balance categories to make the nature and extent of the constraints placed on a government's fund balances more transparent. The following classifications describe the relative strength of the spending constraints:

- Nonspendable fund balance amounts that are not in spendable form (such as inventory)
 or are required to be maintained intact.
- Restricted fund balance amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation.
- Committed fund balance amounts constrained to specific purposes by the District itself, using its highest level of decision-making authority (i.e., Board of Trustees). These amounts are committed through a formal resolution approved by the Board. Once reported as committed, amounts cannot be used for any other purpose unless the District takes the same highest level action to remove or change the constraint.
- Assigned fund balance amounts the District intends to use for a specific purpose. Intent
 can be expressed by the Superintendent or the Officer position as named in the local policy
 approved by the Board.
- **Unassigned fund balance** amounts that are available for District operations. Positive amounts are reported only in the general fund.

The Board of Trustees establishes (and modifies or rescinds) fund balance commitments by passage of a resolution. This is typically done through adoption and amendment of the budget. A fund balance commitment is further indicated in the budget document as a commitment of the fund. Assigned fund balance is established by the Superintendent or Officer for a specific purpose, such as, the purchase of capital assets, construction, debt service, or for other purposes.

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the District considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the District considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless the Board of Trustees has provided otherwise in their commitment or assignment actions.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

I. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

In fiscal year 2011, the Board of Trustees adopted a targeted fund balance policy for the General Fund. The policy requires the unassigned fund balance at fiscal year end to be between 17 percent (60 days) and 25 percent (90 days) of the operating expenditures.

The District shall target a yearly minimum restricted debt service fund balance of 10 percent of annual debt service requirements on all outstanding debt issuance.

F. The District implemented GASB Statement No. 95 Postponement of the Effective Dates of Certain Authoritative Guidance, which provides temporary relief to governments and other stakeholders in light of the COVID 19 pandemic. The objective is accomplished by postponing the effective dates of certain provisions in Statements and Implementation Guides that first became effective or were scheduled to become effective for periods beginning after June 15, 2018 and later.

II. RECONCILIATION OF GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS

A. <u>Explanation of Certain Differences Between the Governmental Fund Balance Sheet and the</u> Government-Wide Statement of Net Position

Exhibit C-2 provides the reconciliation between the fund balance for total governmental funds on the governmental fund balance sheet and the net position for governmental activities as reported in the government-wide statement of net position. One element of that reconciliation explains that capital assets are not financial resources and are therefore not reported in governmental funds. In addition, long-term liabilities, including bonds payable, and the District's proportionate share of the net pension and OPEB liabilities are not due and payable in the current period and are not reported as liabilities in the funds.

B. <u>Explanation of Certain Differences Between the Governmental Fund Statement of Revenues,</u> Expenditures, and Changes in Fund Balances and the Government-Wide Statement of Activities

Exhibit C-4 provides a reconciliation between the net changes in fund balance as shown on the governmental fund statement of revenues, expenditures, and changes in fund balances and the changes in net position of governmental activities as reported on the government-wide statement of activities. One element of that reconciliation explains that current year capital outlays and debt principal payments are expenditures in the fund financial statements, but should be shown as increases in capital assets and decreases in long-term debt in the government-wide statements. This adjustment affects both the net position balance and the change in net position.

Other elements of the reconciliation on Exhibit C-4 include recognizing property tax revenue considered available, recognizing accruals of interest on long-term debt and recognizing internal service fund activity. In addition, certain pension and OPEB expenditures were de-expended and the District recorded its proportionate share of the pension and OPEB expense. These adjustments are necessary to convert from the modified accrual basis of accounting to the full accrual basis of accounting.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

III. STEWARDSHIP, COMPLIANCE, AND ACCOUNTABILITY

A. <u>Budgetary Data</u>

The Board of Trustees adopts an "appropriated budget" for the General Fund, Debt Service Funds, and the Food Service Fund (which is included in the Special Revenue Funds). The District is required to present the adopted and final amended budgeted revenues and expenditures for each of these funds. The Board does not legally adopt a budget for the other special revenue funds since the budgets are determined by the grantor. The District compares the final amended budget to actual revenues and expenditures. The General Fund Budget report appears on Exhibit G-1 and the other two reports are Exhibit J-2 and J-3.

The following procedures are followed in establishing the budgetary data reflected in the financial statements:

- 1. Prior to June 19, the District prepares a budget for the next succeeding fiscal year beginning July 1. The operating budget includes proposed expenditures and the means of financing them.
- 2. A meeting of the Board for the purpose of adopting the proposed budget is held. A Public notice of the meeting must be posted at least ten days in advance.
- 3. On April 30, 2019, the budget was legally enacted through the approval of a motion by the Board. Once a budget is approved, it can only be amended at the function and fund level by approval of a majority of the members of the Board. Amendments are presented to the Board at its regular meetings. Each amendment must have Board approval. As required by law, such amendments are made before the fact, are reflected in the official minutes of the Board, and are not made after fiscal year end. Because the District has a policy of careful budgetary control, several amendments were necessary during the year.

Throughout the year various budget amendments were processed, however the following are amendments management believes were most significant in fiscal year 2020.

The general fund revenue budget increased by \$27.3 million. The passage of House Bill 3 in the 86th Legislative Session resulted in significant changes to the District's revenue; state foundation revenue increased \$43.8 million due to changes in the funding formula and special population programs, local property tax revenue decreased \$15.1 million due to tax compression, federal revenue decreased by \$1.4 million due to the E-Rate revenue adjustment.

The general fund expenditure budget was increased by \$91.7 million during FY 2020. The increase to the overall budget was largely due to the passage of House Bill 3 in the 86th Legislative Session totaling \$42.6 million. The additional funding was allotted to all functions for the purpose of employee compensation, campus improvements, instructional materials, as well as increases to special population program allotments; Bilingual, Early Education, Career & Technical Education, and State Compensatory Education. Roll-forward of funds for transactions and projects encumbered in fiscal year increased budget by \$41.3 million. The amendment impacted several functions, most notably, Function 81 - Facilities Acquisition and Construction in the amount of \$36 million, Function 51 - Facilities Maintenance and Operations

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

III. STEWARDSHIP, COMPLIANCE, AND ACCOUNTABILITY (Continued)

in the amount of \$2.6 million and Function 11 - Instruction in the amount of \$2.6 million. An amendment for use of fund balance increased the expenditure budget by \$5.4 million for instructional materials, campus furniture and building improvements as well as construction costs related to the Planetarium building. Additionally an amendment to Facilities Acquisition and Construction in the amount of \$17.7 million was attributed to the issuance of a Maintenance Tax Note, Series 2020 for the repair and improvement of existing school facilities.

Lastly, multiple budget amendments were presented to revise expenditures resulting in a net \$15.5 million reduction of budget; land sale resulting in an increase of \$3.2 million and a reduction in the amount of \$18.7 million due to anticipated loss of average daily attendance due to the COVID pandemic.

4. The budget is managed and monitored by the Budget and External Financial Management Office at the revenue and expenditure function and object level. Budgeted amounts are as amended by the Board. All budget appropriations lapse at year end.

IV. DETAILED NOTES ON ALL FUNDS

A. Deposits

Cash at Depository Bank - At June 30, 2020, the carrying amount of the District's general fund, nonmajor governmental funds, internal service funds, and agency funds deposits (cash and interest-bearing savings accounts) were (\$4,791,713), \$448,587, (\$120,510), and \$2,734,552, respectively, and the total bank balance was \$3,541,275. The District's cash deposits at June 30, 2020, and during the year ended June 30, 2020, were fully covered by federal depository insurance or pledged collateral held by the District's agent bank in the District's name.

In addition, the following is disclosed regarding coverage of combined balances on the date of highest deposit:

- a. Depository: Wells Fargo Bank El Paso, Texas.
- b. The highest combined balances of cash, savings, and time deposit accounts amounted to \$6,060,542 and occurred during the month of January 2020.
- c. The total amount of FDIC coverage at the time of the highest combined balance was \$500,000.
- d. The estimated market value of securities pledged as of the date of the highest combined balance on deposit was \$7,208,146.

The District also had cash at ArbiterPay and United Bank, institutions other than the depository bank. The carrying amount of the District's general fund deposits at these institutions were \$16,928 and \$355,511, respectively, at June 30, 2020. These amounts were FDIC insured up to \$250,000 each.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

B. <u>Temporary Investments</u>

The District's temporary investments included in cash and cash equivalents at June 30, 2020, are shown below at amortized cost or fair value, which approximates the value of the pool shares:

Temporary Investments	 General Fund	2016 Capital Projects	G	Nonmajor overnmental Funds	Internal Service Funds	Total Governmental Activities
LOGIC Investment Pool** US Bank Trust (invest in TexSTAR)** Lone Star Investment Pool** Texas CLASS Investment Pool* TexPool Investment Pool* TexPool Prime Investment Pool* Texas Term Investment Pool*	\$ 3,709,402 - 83,721,165 10,236 484,752 56,701,451 224,271	\$ 100,444,771 - 119,291,491 181,266,117 - -		1,090,472 3,592,152 34,569,976 - 1,613,655 11,280,252	\$ - - - - 8,194,934	\$ 105,244,645 3,592,152 237,582,632 181,276,353 2,098,407 76,176,637 224,271
Total	\$ 144,851,277	\$ 401,002,379	\$	52,146,507	\$ 8,194,934	\$ 606,195,097

^{* -} measured at amortized cost

In addition to the above TexPool Funds, the District also has funds invested in TexPool for the Bray Milk Trust in the National Breakfast and Lunch Program in the amount of \$50,729, the Scholarship Trust Fund in the amount of \$206,595, and the Aoy Elementary School Fager Trust Fund in the amount of \$215,110, which are shown as restricted assets.

LOGIC (Local Government Investment Cooperative) is a local government investment pool administered by Hilltop Securities and J.P.Morgan Chase. The Lone Star Investment Pool is administered by TASB's wholly owned subsidiary, First Public. The investment advisors for the pool are American Beacon Advisors and Standish Mellon Investment Managers. The custodian bank is State Street Bank of Boston. Texas Class (Texas Cooperative Liquid Assets Securities System Trust) is a pooled investment program administered by Public Trust Advisors, LLC. Texas Class is governed by the Board of Trustees which has appointed an Advisory Board composed of Participants and other persons who are qualified to advise the Trust. TexPool is a local government investment pool in the State of Texas. The State Comptroller of Public Accounts oversees TexPool. There is also a TexPool Advisory Board, composed of participants, which advises on TexPool's investment policy and approves fee increases. Texas Term is a local government investment pool which has an elected Advisory Board made up of Texas public finance officials. The investment advisor and administrator for the pool is PFM Asset Management LLC. The custodian bank is U.S. Bank National Association.

For those pools measured at amortized cost, management is not aware of the presence of any limitations or restrictions on withdrawals such as redemption notice periods, maximum transaction amounts, and the qualifying external investment pool's authority to impose liquidity fees or redemption gates.

^{** -} measured at fair value

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

C. <u>Investments</u>

The District's investments at June 30, 2020, are shown below at fair value:

								Investmen (in v				
<u>Investments</u>		General Funds	2016 Capital Project Fund		Project Govern		Less than 1 year			More than 1 year	Weighted Average Maturity (in days)	Credit Ratings
Repurchase Agreement invested in Collateralized Mortgage Obligations	\$	_	\$	_	\$	9.241.946	\$	_	\$	9.241.946	858	N/A*
Guaranteed Investment Contract	Ψ	-	Ψ	-	Ψ	1,280,076	Ψ	-	٣	1,280,076	397	N/A*
Municipal Bonds												
Minnesota St Ser B		-	4	4,127,805		-		-		4,127,805	84	AAA
Minnesota St Ref-Ser D		-	2	2,103,340		-		-		2,103,340	43	AAA
Frisco TX ISD Ref		-	2	2,316,996		-		-		2,316,996	47	AAA
Sharyland TX ISD SchBldg		1,080,849		-		-		1,080,849		-	12	AAA
Total Investments	\$	1,080,849	\$ 8	8,548,141	\$	10,522,022	\$	1,080,849	\$	19,070,163		

^{*} U.S. government or obligations explicitly guaranteed by the U.S. government are not considered to have credit risk and do not require disclosure of credit quality.

On February 18, 2010, the District entered into a Master Repurchase Agreement with Morgan Stanley and The Bank of New York Mellon. The parties agreed that the pricing rate used for the transactions shall be 4.00% per annum and the margin percentage shall be 102% with regard to eligible securities specified in the Repurchase Agreement. Maturity dates shall not exceed the date that the notes will be paid which is August 15, 2025. The CMOs were secured by pledged securities with an estimated fair market value of \$9,377,495 as of June 30, 2020.

On August 15, 2018, the District entered into a Guaranteed Investment Contract with Bayerische Landsbank and Wells Fargo. The parties agreed that the margin percentage shall be 102% with regard to eligible securities specific in the initial agreement. Maturity dates shall not exceed the date that the notes will be paid which is August 15, 2037. The GIC was secured by Small Business Administration (SBA) pledged securities with an estimated fair market value of \$1,355,493 as of June 30, 2020.

Because investing is not a core part of the District's mission, the District determines that the disclosures related to these investments only need to be disaggregated by major type. The District categorizes its fair value measurements within the fair value hierarchy established by generally accepted accounting principles. The hierarchy is based on the valuation inputs used to measure the fair value of the asset. Level 1 inputs are quoted prices in active markets for identical assets; Level 2 inputs are significant other observable inputs; Level 3 inputs are significant unobservable inputs.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

The District has the following recurring fair value measurements as of June 30, 2020:

- CMOs of \$9,241,946 are valued using market closing prices under the market approach (Level 2 inputs).
- GICs of \$1,280,076 are valued using market closing prices under the market approach (Level 2 inputs)
- Municipal bonds of \$9,628,990 are valued using market closing prices under the market approach (Level 2 inputs)

D. Receivables from Other Governments

The District participates in a variety of federal and state programs from which it receives grants to partially or fully finance certain activities. In addition, the District receives entitlements from the State through the School Foundation and Per Capita Programs. A majority of federal grants shown below are passed through the TEA. Management has deemed that no allowance for doubtful accounts is necessary for fair presentation as there is usually no risk of uncollectibility. Amounts due from federal and state governments as of June 30, 2020, are summarized as follows:

Description	General Fund		General Fund			SER-School Emergency Relief		Nonmajor overnmental Funds	G	overnmental Activities Total
Восоприон		onoran ana		TOHOI		1 dildo		rotar		
State Entitlement Grants	\$	96,889,532	\$	-	\$	_	\$	96,889,532		
SHARS	•	8,132,256	•	-	•	-	•	8,132,256		
ESSER - School Emergency Relief		-		18,703,462		-		18,703,462		
ESSA Title I, Part A, D, and SIP		-		-		4,980,073		4,980,073		
IDEA - Part B Formula		-		-		2,886,700		2,886,700		
National Breakfast & Lunch Prog.		-		-		1,558,292		1,558,292		
Title IV, Part A, Student Support		-		-		571,660		571,660		
EPISD Roddenberry Planetarium		-		-		502,021		502,021		
Title III, Part A English Lang. Acq.		-		-		264,895		264,895		
Career and Technical- Basic Grant		-		-		209,557		209,557		
ESSA Title II A Supporting Eff Instr.		-		_		205,940		205,940		
SSA - Regional Day School - Deaf		_		_		157,452		157,452		
Military Connected Schools (DoDEA)		_		_		144,209		144,209		
Truancy Prevention		-		_		143,127		143,127		
COPS School Violence Prevention		-		_		132,145		132,145		
Adult Education - Federal		-		_		99,508		99,508		
ESSA Title I Part C Migrant		-		-		65,629		65,629		
Medicaid Admin. Claim - MAC		-		_		58,187		58,187		
Gateway to STEM Careers (DoDEA)		-		-		42,420		42,420		
IDEA - Part B Preschool		_		_		41,332		41,332		
Other Federal Grants		-		_		86,945		86,945		
Other State Grants		-		-		54,946		54,946		
Total	\$	105,021,788	\$	18,703,462	\$	12,205,038	\$	135,930,288		

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

E. <u>Interfund Balances and Transfers</u>

The interfund balances are the result of normal operations and are cleared out periodically. Management intends to pay out these balances within one year.

Interfund balances at June 30, 2020, consisted of the following amounts:

	Due From	Due to
	Other Funds	Other Funds
General Fund:		
ESSER - School Emergency Relief	\$ 18,703,462	\$ -
2016 Capital Projects Fund	-	124,567
Nonmajor Governmental Funds	5,586,303	12,109,768
Internal Service Funds	932,117	469,642
Total General Fund	25,221,882	12,703,977
ESSER - School Emergency Relief: General Fund		18,703,462
2016 Capital Projects Fund:		
General Fund	124,567	-
Nonmajor Governmental Funds:		
General Fund	12,109,768	5,586,303
	12,100,100	0,000,000
Internal Service Funds:	400.040	000 447
General Fund	469,642	932,117
Total	\$ 37,925,859	\$ 37,925,859

Interfund transfers generally fall within two categories: (1) transfers to cover future debt service payments to comply with debt covenants, and (2) transfers to cover operating expenditures/deficits in accordance with District policy or legal requirements. Interfund transfers do not require repayment.

Interfund transfers for the year ended June 30, 2020, consisted of the following amounts:

	Transfers In	Transfers Out				
General Fund: Nonmajor Governmental Funds	\$ -	\$ 16,811,267				
Nonmajor Governmental Funds: General Fund	16,811,267					
Internal Service Funds: Internal Service Funds	1,000,000	1,000,000				
Total	\$ 17,811,267	\$ 17,811,267				

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

F. <u>Disaggregation of Other Receivables and Accrued Expenditures</u>

Other Receivables are reported at gross value. Management has determined that an allowance for doubtful accounts is not necessary for fair presentation as any amounts would not be material. Other Receivables as of June 30, 2020, consisted of the following:

	General Fund	lonmajor vernmental Funds	Total Governmental Activities		
Transportation fees Travel and other costs Due from other Districts City Tax office Escrow balance at payoff Miscellaneous other receivables	\$ 11,090 - 55,491 168,647 97,833 58,499	\$ - 9,327 - 30,656 - 77,947	\$	11,090 9,327 55,491 199,303 97,833 136,446	
Total	\$ 391,560	\$ 117,930	\$	509,490	

Accrued Expenditures as of June 30, 2020, consisted of the following:

	<u>Ge</u>	eneral Fund	016 Capital roject Fund	Nonmajor Governmental Funds		Total Governmental Funds		Internal Service Funds		Total Governmental Activities	
Workers Compensation Claims	\$	-	\$ -	\$	-	\$	-	\$	6,500,000	\$	6,500,000
Health Insurance Claims		-	-		-		-		2,400,000		2,400,000
Professional and Contracted Services		1,392,158	-		91,740		1,483,898		9,110		1,493,008
Supplies and materials		3,480,831	150,290		215,973		3,847,094		17		3,847,111
Capital Outlay		2,053,532	25,811,454		3,670,500		31,535,486		-		31,535,486
Miscellaneous		48,234	3,895		7,354		59,483		-		59,483
Total	\$	6,974,755	\$ 25,965,639	\$	3,985,567	\$	36,925,961	\$	8,909,127	\$	45,835,088

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

G. Capital Asset Activity

Capital asset activity for the District for the year ended June 30, 2020, was as follows:

Beginning Balance			Retirements	Ending Balance
\$ 52,998,381	\$ 309,777	\$ -	\$ (6,445,225)	\$ 46,862,933
112,431,370 5,608	235,049,348 2,719	(14,898,906)	(22,217)	332,559,595 8,327
165,435,359	235,361,844	(14,898,906)	(6,467,442)	379,430,855
3,217,971	-	-	-	3,217,971
809,241,929	-	4,002,950	-	813,244,879
58.553.312	1.059.930	(94.134)	(87.536)	59,431,572
40,679,614	2,295,853	2,447,700	(26,100)	45,397,067
2,447,700	-	8,448,256	-	10,895,956
914,140,526	3,355,783	14,804,772	(113,636)	932,187,445
	(108,634)	_	_	(1,067,025)
(339,807,290)	(14,556,839)	-	-	(354,364,129)
(46,159,514)	(2,934,554)	114,527	87,536	(48,892,005)
			26,100	(31,310,943)
(2,266,171)	(36,320)	2,266,171	-	(36,320)
(414,999,555)	(20,899,030)	114,527	113,636	(435,670,422)
\$ 664.576.330	\$ 217.818.597	\$ 20.393	\$ (6.467.442)	\$ 875,947,878
	\$ 52,998,381 112,431,370 5,608 165,435,359 3,217,971 809,241,929 58,553,312 40,679,614 2,447,700 914,140,526 (958,391) (339,807,290) (46,159,514) (25,808,189) (2,266,171)	Balance Additions \$ 52,998,381 \$ 309,777 112,431,370 235,049,348 5,608 2,719 165,435,359 235,361,844 3,217,971 - 809,241,929 - 58,553,312 1,059,930 40,679,614 2,295,853 2,447,700 - 914,140,526 3,355,783 (958,391) (108,634) (339,807,290) (14,556,839) (46,159,514) (2,934,554) (25,808,189) (3,262,683) (2,266,171) (36,320) (414,999,555) (20,899,030)	Balance Additions Adjustments \$ 52,998,381 \$ 309,777 \$ - 112,431,370 235,049,348 (14,898,906) 5,608 2,719 - 165,435,359 235,361,844 (14,898,906) 3,217,971 - - 809,241,929 - 4,002,950 58,553,312 1,059,930 (94,134) 40,679,614 2,295,853 2,447,700 2,447,700 - 8,448,256 914,140,526 3,355,783 14,804,772 (958,391) (108,634) - (339,807,290) (14,556,839) - (46,159,514) (2,934,554) 114,527 (25,808,189) (3,262,683) (2,266,171) (2,266,171) (36,320) 2,266,171 (414,999,555) (20,899,030) 114,527	Balance Additions Adjustments Retirements \$ 52,998,381 \$ 309,777 \$ - \$ (6,445,225) 112,431,370 235,049,348 (14,898,906) (22,217) 5,608 2,719 - - 165,435,359 235,361,844 (14,898,906) (6,467,442) 3,217,971 - - - 809,241,929 - 4,002,950 - 58,553,312 1,059,930 (94,134) (87,536) 40,679,614 2,295,853 2,447,700 (26,100) 2,447,700 - 8,448,256 - 914,140,526 3,355,783 14,804,772 (113,636) (958,391) (108,634) - - (339,807,290) (14,556,839) - - (46,159,514) (2,934,554) 114,527 87,536 (25,808,189) (3,262,683) (2,266,171) 26,100 (2,266,171) (36,320) 2,266,171 - (414,999,555) (20,899,030) 114,527

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Depreciation expense was charged to governmental functions as follows:

 11 - Instruction 12 - Instructional resources and media services 13 - Curriculum development and instruction staff 21 - Instructional leadership 23 - School leadership 31 - Guidance, counseling and evaluation services 32 - Social work services 33 - Health services 34 - Student (pupil) transportation 35 - Food services 36 - Co-curricular/extracurricular activities 41 - General administration 51 - Plant maintenance and operations 52 - Security and monitoring services 53 - Data processing services 61 - Community services 	\$ 11,763,275 330,898 477,030 155,260 1,494,435 732,078 88,980 282,239 493,567 1,182,768 514,917 578,530 2,181,187 295,159 320,952 1,485
Total depreciation expense without internal service funds	20,892,760
Depreciation on capital assets held by the District's internal service funds	6,270
Total depreciation expense	\$ 20,899,030

H. <u>Deferred Charge For Refunding</u>

Deferred charge on Refunded Bonds for the year ended June 30, 2020, were as follows:

Description		Beginning Balance	Deferred Charge New Issues			mortization lecognized	Ending Balance		
0 1 00/0	_	0.00= 404			_	0.47.000	_	0.400.400	
Series 2013	\$	2,637,431	\$	-	\$	217,303	\$	2,420,128	
Series 2013A		11,630		-		5,449		6,181	
Series 2015		5,577,488		-		424,473		5,153,015	
Series 2015A		7,783,731		-		550,486		7,233,245	
Total Deferred Charge	¢	16 010 200	¢		¢	1 107 711	ው	14 912 560	
Total Deferred Charge	Φ_	16,010,280	\$		Φ	1,197,711	Φ	14,812,569	

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

I. <u>Unearned Revenue</u>

Unearned revenue as of June 30, 2020, consisted of the following:

	Nonmajor								
	General Governmental								
		Fund		Funds		Total			
Foundation School Program Existing Debt Allotment and Instructional	\$	33,766,382	\$	-	\$	33,766,382			
Facilities Allotment		-		1,085,638		1,085,638			
Army Youth Program		-		326,852		326,852			
Special Education Fiscal Support		-		171,979		171,979			
Textbook Allotment		-		145,662		145,662			
Advanced Placement Incentives		-		79,386		79,386			
CREEED		-		14,360		14,360			
Mathematics Achievement Academy		-		12,533		12,533			
Teens Against Tobacco Abuse		_		12,242		12,242			
Other Miscellaneous		-		39,969		39,969			
Total Unearned Revenue	\$	33,766,382	\$	1,888,621	\$	35,655,003			

J. Long-Term Liabilities

The District's long-term liabilities consist of bond indebtedness, capital leases, maintenance tax notes, lease revenue bonds, compensated absences, asset retirement obligations, net pension liability and net OPEB liability. The current requirements for bonds principal and interest expenditures are accounted for in debt service fund. Current funding requirements for capital leases, maintenance tax notes, compensated absences and asset retirement obligations is accounted for the in the general fund. Current funding requirements for lease revenue bonds is recorded in a capital projects fund. Pension and OPEB long-term liabilities are generally liquidated with resources of the general fund.

EL PASO INDEPENDENT SCHOOL DISTRICT NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Long-term liability activity for the year ended June 30, 2020, was as follows:

Covernmental Activities: Bonds Payable: Continued Tax School Countinued Tax School Countinue		Funded by	Beginning Balance	Additions	Reductions	Ending Balance	Amortizable/ Payable Within One Year
Delt	Governmental Activities:						
Building and Refunding Bonds							
Debt			¢ 675.164	¢	¢ 70.502	¢ 506 571	¢ 506 571
Delt Building Bonds Service London Delt Building Bonds Service London Delt Bonds Taxable Service London Londo	building and iterunding bonds		\$ 073,104	φ -	φ 70,393	φ 590,571	φ 590,571
Building Bonds Children Chi			263,095,000	37,850,000	23,440,000	277,505,000	11,550,000
Debt			452 940 000	197 075 000	29 730 000	620 285 000	_
Total Bonds Payable			402,040,000	107,070,000	20,700,000	020,200,000	
Accretion Payable - Series Debt 2008 CABS Service 6,454,237 270,823 946,274 5,778,786 5,778,786 Service 6,454,237 270,823 946,274 5,778,786 5,778,786 Service 64,885,465 33,864,805 6,648,220 92,102,050 5,915,335	Bonds Taxable	Service	4,170,000	-	1,110,000	3,060,000	1,770,000
Debt Service Comment Service Service	Total Bonds Payable						
Debt	·		720,880,164	234,925,000	54,358,593	901,446,571	13,916,571
Debt	Accretion Payable - Series	Debt					
Commonstrict Comm	2008 CABS	Service	6,454,237	270,823	946,274	5,778,786	5,778,786
Other Liabilities: Capital leases General 11,212,050 - 379,362 10,832,688 446,913 2009 QSC Maintenance Tax Notes General 15,275,000 - 220,000 5,110,000 225,000 1017 Maintenance Tax Notes General 5,330,000 - 220,000 5,110,000 225,000 2017 Maintenance Tax Notes General 247,907 - 14,053 233,854 14,053 2017 Maintenance Tax Notes General 15,300,000 - 15,300,000 - 2020 Maintenance Tax Notes General - 17,390,000 - 17,390,000 - 2020 Maintenance Tax Notes General - 331,454 5,063 326,391 16,651 2018 APFC Lease Revenue Capital - 331,454 5,063 326,391 16,651 2018 APFC Lease Revenue Capital - 16,385,000 - - - 16,385,000 420,000 Unamortized Premiums on 2018 APFC Lease Revenue General <td>Unamortized Premiums on</td> <td>Debt</td> <td></td> <td></td> <td></td> <td></td> <td></td>	Unamortized Premiums on	Debt					
Capital leases General 11,212,050 - 379,362 10,832,688 446,913 2009 QSC Maintenance Tax Notes General 15,275,000 - 20,000 15,275,000 - 2017 Maintenance Tax Notes General 5,330,000 - 220,000 5,110,000 225,000 Unamortized Premiums on 2017 QSC Maintenance Tax Notes General 247,907 - 14,053 233,854 14,053 2020 Maintenance Tax Notes General 15,300,000 - - - 15,300,000 - 2020 Maintenance Tax Notes General - 17,390,000 - 17,390,000 - 2018 APFC Lease Revenue Capital - 331,454 5,063 326,391 16,651 2018 APFC Lease Revenue Bond General 336,511 - 14,231 322,280 14,231 Due to Taxpayer General 312,760 - 312,760 - - - Accumulated Unpaid Leave Benefits General 1,278,394 <td< td=""><td>Bonds</td><td>Service</td><td>64,885,465</td><td>33,864,805</td><td>6,648,220</td><td>92,102,050</td><td>5,915,335</td></td<>	Bonds	Service	64,885,465	33,864,805	6,648,220	92,102,050	5,915,335
Capital leases General 11,212,050 - 379,362 10,832,688 446,913 2009 QSC Maintenance Tax Notes General 15,275,000 - 20,000 15,275,000 - 2017 Maintenance Tax Notes General 5,330,000 - 220,000 5,110,000 225,000 Unamortized Premiums on 2017 QSC Maintenance Tax Notes General 247,907 - 14,053 233,854 14,053 2020 Maintenance Tax Notes General 15,300,000 - - - 15,300,000 - 2020 Maintenance Tax Notes General - 17,390,000 - 17,390,000 - 2018 APFC Lease Revenue Capital - 331,454 5,063 326,391 16,651 2018 APFC Lease Revenue Bond General 336,511 - 14,231 322,280 14,231 Due to Taxpayer General 312,760 - 312,760 - - - Accumulated Unpaid Leave Benefits General 1,278,394 <td< td=""><td>Other Liabilities:</td><td></td><td></td><td></td><td></td><td></td><td></td></td<>	Other Liabilities:						
2017 Maintenance Tax Notes General 5,330,000 - 220,000 5,110,000 225,000	Capital leases		, ,	-	379,362	, ,	446,913
Unamortized Premiums on 2017 Maintenance Tax Notes 2017 (Maintenance Tax Notes General 215,300,000 - 15,300,000 - 15,300,000 - 15,300,000 - 15,300,000 - 15,300,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000 - 16,385,000				-		, ,	-
2017 Maintenance Tax Notes General 247,907 - 14,053 233,854 14,053 2017 QSC Maintenance Tax Notes General 15,300,000 - - 15,300,000 - 15,300,000 -		General	5,330,000	-	220,000	5,110,000	225,000
2020 Maintenance Tax Notes General - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000 - 17,390,000		General	247,907	-	14,053	233,854	14,053
Unamortized Premiums on 2020 Maintenance Tax Notes General Capital Projects - 331,454 5,063 326,391 16,651 2018 APFC Lease Revenue Bond Bond Unamortized Premiums on 2018 APFC Lease Revenue Bond Due to Taxpayer General General General General 336,511 - 14,231 322,280 14,231 Due to Taxpayer General Debt Debt Benefits Service General Due to Taxpayer Accumulated Unpaid Leave Benefits Service General Service General Service As,230 - 48,230 - 48,230			15,300,000	-	-	, ,	-
2020 Maintenance Tax Notes General Capital Capital Bond Projects 16,385,000 Capital Bond Projects 16,385,000 Capital Capital Projects 16,385,000 Capital		General	-	17,390,000	-	17,390,000	-
Bond Unamortized Premiums on 2018 APFC Lease Revenue Bond Due to Taxpayer General Debt Debt Service 16,385,000 - - 16,385,000 420,000 Due to Taxpayer General Debt Debt Service 312,760 - 312,760 - - - Due to Taxpayer Accumulated Unpaid Leave Benefits General Service 48,230 - 48,230 - - - - Asset Retirement Obligation General Service 11,736,117 2,315,972 3,088,946 10,963,143 1,980,000 Asset Retirement Obligation General Service Benefits 77,461,969 20,062,250 4,082,645 93,441,574 3,116,848 Total Long-term debt 869,681,835 289,122,878 66,035,732 1,092,768,981 28,727,540 Net Pension liability General Seneral Sener		General	-	331,454	5,063	326,391	16,651
Unamortized Premiums on 2018 APFC Lease Revenue Bond Due to Taxpayer General Debt Debt 336,511 - 14,231 322,280 14,231 Due to Taxpayer General Debt Debt 312,760 - 312,760 - - - Due to Taxpayer Accumulated Unpaid Leave Benefits General Service 48,230 - 48,230 - - - - Asset Retirement Obligation General General Service 11,736,117 2,315,972 3,088,946 10,963,143 1,980,000 Asset Retirement Obligation General General Service 1,278,394 24,824 - 1,303,218 - Total other liabilities 77,461,969 20,062,250 4,082,645 93,441,574 3,116,848 Net Pension liability Beneral Service General Service \$189,481,944 - \$24,198,538 \$165,283,406 - Net OPEB liability General General Service \$24,943,186 214,670,423 - Total Governmental Activities 239,613,609 - 24,943,186 214,670,423 -			10.005.000			10.005.000	100.000
2018 APFC Lease Revenue Bond Due to Taxpayer General Debt General Debt 336,511 - 14,231 322,280 14,231 Due to Taxpayer General Debt Debt Service 48,230 - 48,230 - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - <td></td> <td>Projects</td> <td>16,385,000</td> <td>-</td> <td>-</td> <td>16,385,000</td> <td>420,000</td>		Projects	16,385,000	-	-	16,385,000	420,000
Due to Taxpayer Accumulated Unpaid Leave Benefits Service General 48,230 - 48,230 - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - -		General	336,511	-	14,231	322,280	14,231
Due to Taxpayer Accumulated Unpaid Leave Benefits Service General 48,230 - 48,230 - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - - -	Due to Taxpayer		312,760	-	312,760	-	-
Accumulated Unpaid Leave Benefits General 11,736,117 2,315,972 3,088,946 10,963,143 1,980,000 Asset Retirement Obligation General 1,278,394 24,824 - 1,303,218 - Total other liabilities 77,461,969 20,062,250 4,082,645 93,441,574 3,116,848 Total Long-term debt 869,681,835 289,122,878 66,035,732 1,092,768,981 28,727,540 Net Pension liability General OPEB liability \$ 189,481,944 \$ - \$ 24,198,538 \$ 165,283,406 \$ - Total Governmental Activities 70,000,000 - 24,943,186 214,670,423 -	Due to Taxpaver		48 230	_	48 230	_	_
Asset Retirement Obligation General 1,278,394 24,824 - 1,303,218 - Total other liabilities 77,461,969 20,062,250 4,082,645 93,441,574 3,116,848 Total Long-term debt 869,681,835 289,122,878 66,035,732 1,092,768,981 28,727,540 Net Pension liability General Net OPEB liability General Total Governmental Activities	Accumulated Unpaid Leave		,		,		
Total other liabilities 77,461,969 20,062,250 4,082,645 93,441,574 3,116,848 Total Long-term debt 869,681,835 289,122,878 66,035,732 1,092,768,981 28,727,540 Net Pension liability General Net OPEB liability General Covernmental Activities	Benefits	General	11,736,117	2,315,972	3,088,946	10,963,143	1,980,000
Total Long-term debt 869,681,835 289,122,878 66,035,732 1,092,768,981 28,727,540 Net Pension liability Net OPEB liability General General Total Governmental Activities	Asset Retirement Obligation	General	1,278,394	24,824	-	1,303,218	-
Net Pension liability General Net OPEB liability \$ 189,481,944 - \$ 24,198,538 \$ 165,283,406 \$ - Not OPEB liability General 239,613,609 - 24,943,186 214,670,423 - Total Governmental Activities	Total other liabilities		77,461,969	20,062,250	4,082,645	93,441,574	3,116,848
Net OPEB liability General 239,613,609 - 24,943,186 214,670,423 - Total Governmental Activities	Total Long-term debt		869,681,835	289,122,878	66,035,732	1,092,768,981	28,727,540
Total Governmental Activities		General		\$ -			\$ -
	Net OPEB liability	General	239,613,609	-	24,943,186	214,670,423	-
			1,298,777,388	289,122,878	115,177,456	1,472,722,810	28,727,540

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

A summary of changes in the Debt Service bonds payable for the year ended June 30, 2020, is as follows:

Description	Interest Rate Payable and Maturity Date	Original Issue Amount	Interest Current Year	Beginning Balance	Issued	Refunded/ Retired	Ending Balance	Due within One year
Unlimited Tax School Building Bonds: Series 2004B	Variable 8/1/2029	\$ 44,730,000	\$ 404,975	\$ 29,730,000	\$ -	\$29,730,000	\$ -	\$ -
Unlimited Tax School Building and Refunding Bonds: Series 2008 Premium CABs	4.60% 8/15/2020	16,033,014	576,407	675,164	-	78,593	596,571	596,571
Unlimited Tax Refunding Bonds: Series 2011 CIBs	5.00% 8/15/2020	38,675,000	969,425	22,755,000	-	17,595,000	5,160,000	5,160,000
Unlimited Tax Refunding Bonds: Series 2013	3.00%-5.00% 8/15/2031	56,075,000	2,011,750	44,260,000	-	3,190,000	41,070,000	2,825,000
Unlimited Tax Refunding Bonds: Taxable Series 2013A	4.00% 8/15/2021	9,570,000	144,600	4,170,000	-	1,110,000	3,060,000	1,770,000
Unlimited Tax Refunding Bonds: Series 2015	3.00%-5.00% 8/15/2032	78,740,000	3,656,875	75,265,000	-	2,655,000	72,610,000	2,785,000
Unlimited Tax Refunding Bonds: Series 2015A	2.50%-5.00% 8/15/2033	104,555,000	4,888,225	104,555,000	-	-	104,555,000	-
Unlimited Tax School Building Bonds: Series 2017 Serial Bonds Series 2017 Term Bonds	3.00%-5.00% 8/15/2038 8/15/2042	98,000,000 83,835,000		98,000,000 83,835,000	- -	- -	98,000,000 83,835,000	- -
Unlimited Tax Refunding Bonds: Taxable Series 2018	3.00%-5.00% 8/15/2033	16,570,000	695,400	16,260,000	-	-	16,260,000	-
Unlimited Tax School Building Bonds: Taxable Series 2019	3.00%-5.00% 8/15/2043	241,375,000	9,555,880	241,375,000	-	-	241,375,000	-
Unlimited Tax School Building Bonds: Series 2020 Serial Bonds Series 2020 Term Bonds	4.00% 8/15/2040 8/15/2048	16,790,000 180,285,000		- -	16,790,000 180,285,000	- -	16,790,000 180,285,000	- -
Unlimited Tax Refunding Bonds: Series 2020	3.00%-5.00% 8/15/2029	37,850,000		-	37,850,000	-	37,850,000	780,000
Total Debt Service Bonds Payable		\$	31,342,275	720,880,164	234,925,000	54,358,593	901,446,571	13,916,571

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Unamortized Premiums on debt service bonds for the year ended June 30, 2020, were as follows:

Description	Beginning Balance	Premiums on New Issues	Amortization Recognized	Ending Balance	Amortizable Within One Year
Series 2004B	\$ 65,523	\$ -	\$ 65,523	\$ -	\$ -
Series 2008	52,529	-	45,025	7,504	7,504
Series 2011	2,685,675	-	2,289,928	395,747	395,747
Series 2013	6,572,102	-	541,496	6,030,606	541,496
Series 2013A	236,926	-	111,161	125,765	111,161
Series 2015	11,769,142	-	895,692	10,873,450	895,692
Series 2015A	13,837,029	-	978,594	12,858,435	978,594
Series 2017	17,747,868	-	766,894	16,980,974	766,894
Series 2018	1,443,107	-	102,079	1,341,028	102,079
Series 2019	10,475,564	-	433,905	10,041,659	433,905
Series 2020	-	27,148,781	377,863	26,770,918	951,172
Series 2020					
Refunding		6,716,024	40,060	6,675,964	731,091
Total Unamortized					
Premiums	\$ 64,885,465	\$ 33,864,805	\$ 6,648,220	\$ 92,102,050	\$ 5,915,335

K. <u>Debt Service Bonds Payable</u>

The 2004B Bonds have a variable interest rate. The District has a Standby Bond Purchase Agreement with JP Morgan Chase to provide liquidity support on the \$29,730,000 balance of the 2004B Bonds. The bonds are in a variable rate "flex mode," whereby the rate is set weekly and then re-marketed quarterly. The District's rate was .27% on June 30, 2020, and the average rate for fiscal year 2020 was 1.36%. The 2004B variable rate bonds were refunded on June 10, 2020, with the issuance of the Unlimited Tax Refunding Bonds, Series 2020.

The District had one capital appreciation bond during the year ending June 30, 2020, that was issued at a deep discount. The discount is being accreted over the life of the bond. For the year ended June 30, 2020, \$270,823 was accreted.

On January 4, 2017, the District issued the Unlimited Tax School Building Bonds, Series 2017 in the amount of \$181,835,000. The bonds were issued at a premium, and the net additional proceeds the District received was \$18,165,000. The total proceeds from the issuance was \$200,000,000. This was the first bond sale of the \$668,695,577, authorized by the voters at the November 2016 general election. Bond payments are payable on February 15 and August 15 of each year, commencing on February 15, 2017. The bonds were structured as serial bonds maturing August 15, 2027 to August 15, 2038, and term bonds maturing on August 15, 2042. The term bonds have mandatory sinking fund payments from August 15, 2039 to August 15, 2042.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

On January 30, 2019, the District issued Unlimited Tax School Building Bonds, Series 2019 in the amount of \$241,375,000. The bonds were issued at a premium and the net proceeds from the issuance was \$250,000,000. This was the second bond sale authorized by the voters at the November 2016 general election. The authorized but unissued amount remaining from the election is \$218,695,577. Bonds payments are payable on February 15 and August 15 of each year, commencing on August 15, 2019. The bonds were structured as serial bonds maturing August 15, 2027 to August 15, 2039, and term bonds maturing on August 15, 2043. The term bonds have mandatory sinking fund payments from August 15, 2040 to August 15, 2043.

On February 6, 2020, the District issued Unlimited Tax Building Bonds, Series 2020 in the amount of \$197,075,000. The bonds were issued at a premium, and the net proceeds from the issuance was \$218,695,577. This was the third and final issuance of the \$668,695,577 authorized by the voters in the November 2016 general election. Bond payments are payable on February 15 and August 15 of each year, commencing on August 15, 2020. The bonds were structured as serial bonds maturing August 15, 2030 to August 15, 2040, and term bonds maturing on August 15, 2045 and August 15, 2048. The term bonds have mandatory sinking fund payments from August 15, 2041 to August 15, 2048.

On June 10, 2020, the District issued Unlimited Tax Refunding Bonds, Series 2020 in the amount of \$37,850,000. The bonds were issued at a premium, and refunded \$29,730,000 of the Unlimited Tax School Building Variable Rate Bonds, Series 2004B, and \$13,900,000 of the Unlimited Tax School Refunding Bonds, Series 2011. Bond payments are payable on February 15 and August 15 of each year, commencing on August 15, 2020. The final bond principal payment is on August 15, 2029. The refunding reduced future debt service costs (difference between cash flow to service old debt and that required for new debt) by \$6,884,640, and resulted in an economic gain (difference between the present values of the old and new debt service payments) of \$6,454,905. As of June 30, 2020, the \$43,630,000 of the refunded bonds remain outstanding with an estimated related escrow balance of \$44,135,156.

There are a number of limitations and restrictions contained in the general obligation bond indenture. Management has indicated that the District is in compliance with all significant limitations and restrictions at June 30, 2020.

Debt service requirements for bonds payable are as follows:

		Bonds	_			
Year Ending June 30,	Principal		Interest		_	Total
2021 2022 2023 2024 2025 2026 - 2030 2031 - 2035	\$	13,916,571 17,220,000 14,980,000 20,790,000 21,835,000 115,130,000 150,625,000	\$	44,127,595 38,346,256 37,567,706 36,693,456 35,658,269 162,326,131 132,048,347	\$	58,044,166 55,566,256 52,547,706 57,483,456 57,493,269 277,456,131 282,673,347
2036 - 2040 2041 - 2045 2046 - 2049 Total		194,295,000 222,885,000 129,770,000 901,446,571	\$	94,508,250 47,735,050 10,671,200 639,682,260	\$	288,803,250 270,620,050 140,441,200 1,541,128,831

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

L. Capital Leases

On December 21, 2018, the District entered into an Equipment Lease Purchase Agreement with the Banc of America Public Capital Corporation for \$10,847,034. The lease purchase is to finance equipment upgrades for energy savings under a guaranteed savings performance contract. The first lease payment was on January 1, 2020, with the final payment due on July 1, 2034, with an interest rate of 3.51 percent. As of June 30, 2020, the project was completed and is included in Capital Leases.

On July 1, 2020 the District refinanced the Equipment Lease Purchase Agreement with the Banc of America Public Capital Corporation. The refinancing of \$10,832,688 is with U.S. Bancorp. The new lease purchase agreement has an interest rate of 2.22% and will save the District \$1,150,589 over 14 years. The first lease payment commences on July 17, 2020, with the final payment due on January 17, 2034.

In addition, during the year ended June 30, 2020, the District had two lease agreements related to the purchase of buses for a gross amount of \$2,447,700. As of June 30, 2020, the final lease payment was made and the buses were transferred to Vehicles.

Total interest paid during the fiscal year ending June 30, 2020, related to capital leases was \$401,082.

Capital lease future payments are as follows:

Year Ending June 30,	Total Gross nimum Lease Payments	Interest	Principal/ Present Value Inimum Lease Payments
2021 2022 2023 2024 2025 2026 - 2030 2031 - 2035	\$ 446,913 478,037 510,730 545,061 602,576 3,765,884 4,483,487	\$ 380,694 364,556 347,301 328,870 309,205 1,180,459 413,159	\$ 66,219 113,481 163,429 216,191 293,371 2,585,425 4,070,328
Total	\$ 10,832,688	\$ 3,324,244	\$ 7,508,444

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

M. <u>Maintenance Tax Notes</u>

2009 Qualified School Construction Maintenance Tax Notes

On October 21, 2009, the District issued Qualified School Construction Maintenance Tax Notes Series 2009 in the amount of \$15,275,000. In lieu of interest payments, the owners of the notes receive Federal Tax Credits under the American Recovery and Reinvestment Act of 2009. The District issued the notes with a supplemental interest rate of 1.55%. The supplemental interest is payable February 15 and August 15 of each year commencing February 15, 2010, and ending on August 15, 2025. Total interest paid by the District during the fiscal year ending June 30, 2020, was \$236,763. The notes are scheduled to mature on August 15, 2025, at which time the entire amount is due. The District has established a Sinking Fund and has entered into a Repurchase Investment Agreement to pay the notes. Sinking Fund payments are payable on February 15 of each year commencing on February 15, 2010, and ending on February 15, 2025. Since the notes will not be paid until they mature on August 15, 2025, the sinking fund deposits are recorded in debt service fund 575 and restricted for that purpose. The balance in the sinking fund as of June 30, 2020, totaled \$9,241,946.

The Remaining Sinking Fund Deposits required for the QSC Maintenance Tax Notes are as follows:

Fiscal Year	Sinking Fund Deposits		Interest Payments		Annual Total
2021 2022 2023 2024 2025 2026	\$	684,059 684,059 684,059 684,059 684,059	\$	236,763 236,763 236,763 236,763 236,763 118,381	\$ 920,822 920,822 920,822 920,822 920,822 118,381
Total	3	,420,295	\$	1,302,196	\$ 4,722,491
Balance in sinking fund Estimated future interest earnings		,241,946 ,612,759	_		
Withdrawal at maturity	\$ 15	,275,000	=		

2017 Maintenance Tax Notes

On July 24, 2017, the District closed on the issuance of the Maintenance Tax Notes, Series 2017 in the amount of \$5,845,000 with interest rates ranging from 2% to 4%. The Notes sold at a premium, and the District received proceeds of \$6,000,000. Note payments are payable on February 15 and August 15 of each year, commencing on February 15, 2018. The Notes were structured as serial notes maturing on February 15, 2033, and term notes maturing on February 15, 2037. Total interest paid by the District during the fiscal year ending June 30, 2020, was \$181,075.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

	Р	Principal Intere		Interest	Annual
Fiscal Year	Pa	ayments		Payments	Total
2021	\$	225,000	\$	176,675	\$ 401,675
2022		235,000		169,925	404,925
2023		240,000		162,875	402,875
2024		250,000		155,675	405,675
2025		255,000		148,175	403,175
2026 - 2030	•	1,430,000		592,625	2,022,625
2031 - 2035	•	1,705,000		314,125	2,019,125
2036 - 2037		770,000		37,700	807,700
Total	\$:	5,110,000	\$	1,757,775	\$ 6,867,775

2017 Qualified School Construction Maintenance Tax Notes

On December 12, 2017, the District issued Qualified School Construction Maintenance Tax Notes, Series 2017 in the amount of \$15,300,000. The District will receive subsidy payments from the United States Treasury for 90% of the interest payments which are payable on February 15 and August 15 of each year, commencing on February 15, 2018. Total interest paid by the District during the fiscal year ending June 30, 2020, was \$39,658. The Notes are scheduled to mature on August 15, 2037, at which time the entire amount is due. The District has established a Sinking Fund and has entered into a Repurchase Investment Agreement to pay the notes. Sinking fund deposits are due in August of each year, through August 15, 2037. Due to the QSC tax subsidy and the interest earnings in the sinking fund, the net all-inclusive borrowing costs on the transaction is a negative .5362%. The balance in the sinking fund as of June 30, 2020, totaled \$1,280,076.

QSC Maintenance Tax Notes:

Fiscal Year	Sinking Fund Deposits	Interest Payments	Projected Tax Subsidy	Net Interest Payments	Annual Total	Estimated Interest Earnings	Expected Withdrawal at Maturity
2021 2022 2023 2024 2025 2026	\$ 627,20 627,20 627,20 627,20 627,20	619,650 619,650 619,650 619,650 619,650	\$ (576,274) (576,274) (576,274) (576,274) (576,274) (576,274)	\$ 43,376 43,376 43,376 43,376 43,376 43,376	\$ 670,584 670,584 670,584 670,584 670,584	- - - - -	- - - -
2027 2028 2029 2030 2031 2032	627,20 627,20 627,20 627,20 627,20 627,20	3 619,650 3 619,650 3 619,650 3 619,650	(576,274) (576,274) (576,274) (576,274) (576,274) (576,274)	43,376 43,376 43,376 43,376 43,376 43,376	670,584 670,584 670,584 670,584 670,584 670,584	- - - -	- - - -
2033 2034 2035 2036 2037 2038	627,20 627,20 627,20 627,20 627,20	3 619,650 3 619,650 3 619,650 3 619,650	(576,274) (576,274) (576,274) (576,274) (576,274) (288,137)	43,376 43,376 43,376 43,376 43,376 21,688	670,584 670,584 670,584 670,584 670,584 648,896	- - - - - 2,730,180	- - - - - 15,300,000
Total	\$ 11,289,74	\$ 10,843,875	\$ (10,084,795)	\$ 759,080	\$ 12,048,824	\$ 2,730,180	\$ 15,300,000

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

2020 Maintenance Tax Notes

On March 11, 2020, the District issued Variable Rate Maintenance Tax Notes, Series 2020 in the amount of \$17,390,000. The notes were issued at a premium, and the net proceeds from the issuance was \$17,500,000. The notes will be remarketed after an initial interest rate of 2.376%, which ends on July 31, 2021. Tax Note payments are payable on February 1 and August 1 of each year, commencing on August 1, 2020. The final principal payment on the Notes is on February 1, 2040. The District did not pay interest on this note during the fiscal year ending June 30, 2020.

Fiscal Yea	Principal r Payments	Interest Payments	Annual Total
2021 2022	\$ -	\$ 386,44 565,17	' '
2023 2024	- -	695,60 695,60	,
2025 2026 - 203	2,550,000	695,60 3,427,60	•
2031 - 203 2036 - 204	-,,		
Total	\$ 17,390,000	\$ 9,851,81	9 \$ 27,241,819

N. Public Facility Corporation Bonds

2018 Administrative Public Facility Corporation Lease Revenue Bonds, Series 2018

On October 18, 2018, the District issued the EPISD Administrative Public Facility Corporation Lease Revenue Bonds, Series 2018 in the amount of \$16,385,000. Bonds payments are payable on February 15 and August 15 of each year, commencing on February 15, 2019 and ending on February 15, 2043. The bonds were sold at a premium with coupon payments of 4.00 - 5.00 percent. The Public Facility Corporation is a nonprofit corporation acting on behalf of the District to issue bonds for the construction of a new administration building. Total interest paid by the District during the fiscal year ending June 30, 2020, was \$695,400.

Fiscal Year	Principa Payment		Interest Payments		Annual Total
2021 2022 2023 2024 2025 2026 - 2030 2031 - 2035 2036 - 2040	\$ 420,0 440,0 460,0 485,0 510,0 2,950,0 3,625,0 4,405,0	000 000 000 000 000	695,400 674,400 652,400 629,400 605,150 2,623,450 1,945,400 1,160,200	\$	1,115,400 1,114,400 1,112,400 1,114,400 1,115,150 5,573,450 5,570,400 5,565,200
2041 - 2043	3,090,0	000	250,400		3,340,400
Total	\$ 16,385,0	000 \$	9,236,200	\$	25,621,200

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

O. <u>Accumulated Unpaid Sick Leave Benefits</u>

Upon retirement or death of certain employees, the District pays one-half of accrued sick leave in a lump sum cash payment to such employee or his/her estate. Eligibility is contingent on at least five years of service with the District and being hired prior to July 1, 2014. A summary of changes in the accumulated sick leave follows:

	SICK Leave
Balance June 30, 2019 Additions Deductions	\$ 11,736,117 2,315,972 (3,088,946)
Balance June 30, 2020	\$ 10,963,143

P. Asset Retirement Obligation

In implementing GASBS 83, the District determined that an Asset Retirement Obligation (ARO) was required for presentation. In fiscal year ending June 30, 2021, the District will terminate the Industrial Site Lease with the El Paso International Airport, which is the current location of the District's Administration Building. As stated in the legally binding contract, after termination of the lease, the District has 180 days to clear all improvements above ground level which have been constructed on the site. The District estimates the cost for demolition will be \$1,303,218. The measurement method used for the ARO estimate is based on the current value demolition costs with an escalation factor for inflation. As a result, a long-term liability and deferred outflow of resources will be recorded for this amount.

Q. Rebatable Arbitrage

The Tax Reform Act of 1986 instituted certain arbitrage restrictions with respect to the issuance of tax-exempt bonds after August 31, 1986. Arbitrage regulations deal with the investment of all tax-exempt bond proceeds at an interest yield greater than the interest yield paid to bondholders. Generally, all interest paid to bondholders can be retroactively rendered taxable if applicable rebates are not reported and paid to the Internal Revenue Service (IRS) at least every five years. Arbitrage is evaluated and estimated on an annual basis by a third party arbitrage rebate service company. The company has estimated no liability for the District as of June 30, 2020.

R. Deferred Inflow Gain on Refunding

The deferred gain on refunded bonds for the year ended June 30, 2020, was as follows:

	Е	Seginning		Deferred Gain on	Α	mortization	Ending
Description		Balance	N	lew Issues	F	Recognized	Balance
Series 2018 Series 2020	\$	357,272 -	\$	- 1,637,111	\$	25,272 \$ 9,765	332,000 1,627,346
Total Deferred Gain	\$	357,272	\$	1,637,111	\$	35,037 \$	1,959,346

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

S. <u>Commitments Under Operating Leases</u>

Commitments under operating (noncapitalized) lease agreements for facilities, land, computer equipment, and copiers provide for minimum future rental payments as of June 30, 2020, as follows:

Year Ending June 30,	
2021	\$ 312,131
2022	42,722
2023	39,725
2024	33,729
2025	33,729
2026- 2030	 45,137
Total Minimum Rentals	\$ 507,173
Rental expenditures for the year ended June 30, 2020	\$ 1,069,452

T. Defined Benefit Pension Plan

Plan Description: The District participates in a cost-sharing multiple-employer defined benefit pension that has a special funding situation. The plan is administered by the Teacher Retirement System of Texas (TRS). It is a defined benefit pension plan established and administered in accordance with the Texas Constitution, Article XVI, Section 67 and Texas Government Code, Title 8, Subtitle C. The pension trust fund is a qualified pension trust under Section 401(a) of the Internal Revenue Code. The Texas Legislature establishes benefits and contribution rates within the guidelines of the Texas Constitution. The pension's Board of Trustees does not have the authority to establish or amend benefit terms.

All employees of public, state-supported educational institutions in Texas who are employed for one half or more of the standard work load and who are not exempted from membership under Texas Government Code, Title 8, Section 822.002 are covered by the system.

Pension Plan Fiduciary Net Position: Detailed information about the Teacher Retirement System's fiduciary net position is available in a separately-issued Comprehensive Annual Financial Report that includes financial statements and required supplementary information. That report may be obtained on the internet at http://www.trs.state.tx.us/about/documents/cafr.pdf#CAFR; by writing to TRS at 1000 Red River Street, Austin, TX 78701-2698; or by calling (512) 542-6592.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Benefits Provided: TRS provides service and disability retirement, as well as death and survivor benefits, to eligible employees (and their beneficiaries) of public and higher education in Texas. The pension formula is calculated using 2.3 percent (multiplier) times the average of the five highest annual creditable salaries times years of credited service to arrive at the annual standard annuity except for members who are grandfathered, the three highest annual salaries are used. The normal service retirement is at age 65 with 5 years of credited service or when the sum of the member's age and years of credited service equals 80 or more years. Early retirement is at age 55 with 5 years of service credit or earlier than 55 with 30 years of service credit. There are additional provisions for early retirement if the sum of the member's age and years of service credit total at least 80, but the member is less than age 60 or 62 depending on date of employment, or if the member was grandfathered in under a previous rule. There are no automatic post-employment benefit changes; including automatic COLAs. Ad hoc post-employment benefit changes, including ad hoc COLAs can be granted by the Texas Legislature as noted in the Plan description above.

In May 2019, the 86th Texas Legislature approved the TRS Pension Reform Bill (Senate Bill 12) that provides for gradual contribution increases from the state, participating employers and active employees to make the pension fund actuarially sound. This action causing the pension fund to be actuarially sound, allowed the legislature to approve funding for a 13th check in September 2019. All eligible members retired as of December 31, 2018 received an extra annuity check in either the matching amount of their monthly annuity or \$2,000, whichever was less.

Contributions: Contribution requirements are established or amended pursuant to Article 16, section 67 of the Texas Constitution which requires the Texas legislature to establish a member contribution rate of not less than 6% of the member's annual compensation and a state contribution rate of not less than 6% and not more than 10% of the aggregate annual compensation paid to members of the system during the fiscal year. Texas Government Code section 821.006 prohibits benefit improvements, if as a result of the particular action, the time required to amortize TRS' unfunded actuarial liabilities would be increased to a period that exceeds 31 years, or, if the amortization period already exceeds 31 years, the period would be increased by such action. Actuarial implications of the funding provided in this manner are determined by the System's actuary.

Employee contribution rates are set in state statute, Texas Government Code 825.402. The TRS Pension Reform Bill (Senate Bill 12) of the 86th Texas Legislature amended Texas Government Code 825.402 for member contributions and established employee and employer contribution rates for fiscal years 2020 through 2025.

Contribution Rates

	Plan Fiscal Year		
	2019	2020	
Member	7.7%	7.7%	
Non-Employer Contributing Entity (State)	6.8%	7.5%	
Employers	6.8%	7.5%	

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Contributions Required and Made

FY 2020 Employer Contributions \$ 12,285,012 FY 2020 Member Contributions 29,976,009 2019 Plan Year NECE On-Behalf Contributions (State) 18,521,174

Contributors to the plan include members, employers and the State of Texas as the only nonemployer contributing entity. The State is the employer for senior colleges, medical schools and state agencies, including TRS. In each respective role, the State contributes to the plan in accordance with state statutes and the General Appropriations Act (GAA).

As the non-employer contributing entity for public education and junior colleges, the State of Texas contributes to the retirement system an amount equal to the current employer contribution rate times the aggregate annual compensation of all participating members of the pension trust fund during that fiscal year reduced by the amounts described below which are paid by the employers. Employers (public school, junior college, other entities or the State of Texas as the employer for senior universities and medical schools) are required to pay the employer contribution rate in the following instances:

- On the portion of the member's salary that exceeds the statutory minimum for members entitled to the statutory minimum under Section 21.402 of the Texas Education Code.
- During a new member's first 90 days of employment.
- When any part or all of an employee's salary is paid by federal funding sources, a privately sponsored source, from non-educational and general, or local funds.
- When the employing district is a public junior college or junior college district, the employer shall
 contribute to the retirement system an amount equal to 50 percent of the state contribution rate
 for certain instructional or administrative employees; and 100 percent of the state contribution
 rate for all other employees.
- When the employing district is a public or charter school, the employer shall contribute 1.5
 percent of covered payroll to the pension fund beginning in fiscal year 2020. This contribution
 rate called the Public Education Employer Contribution will replace the Non-OASDI surcharge
 that was in effect in fiscal year 2019.

Included in the employer contributions amount listed above for fiscal year 2020, the District paid \$146,081 in retiree surcharges and \$4,822,863 for non-OASDI employees. These two additional surcharges an employer is subject to are summarized as follows:

- When employing a retiree of the Teacher Retirement System the employer shall pay both the member contribution and the state contribution as an employment after retirement surcharge.
- When a school district or charter school does not contribute to the Federal Old-Age, Survivors
 and Disability Insurance (OASDI) Program for certain employees, they must contribute 1.5
 percent of the state contribution rate for certain instructional or administrative employees; and
 100 percent of the state contribution rate for all other employees. This surcharge was in effect
 through fiscal year 2019 and was replaced with the Public Education Employer Contribution
 explained above.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Actuarial Assumptions: The actuarial valuation was performed as of August 31, 2018. Update procedures were used to roll forward the total pension liability to August 31, 2019. The actuarial methods and assumption used in the determination of the total pension liability are the same assumptions used in the actuarial valuation as of August 31, 2018. The total pension liability is determined by an annual actuarial valuation. The actuarial methods and assumptions were selected by the Board of Trustees based upon analysis and recommendations by the System's actuary. The Board of Trustees has sole authority to determine the actuarial assumptions used for the Plan. The actuarial methods and assumptions were primarily based on a study of actual experience for the three year period ending August 31, 2018 and were adopted in July 2018. The following table discloses the assumptions that were applied to this measurement period:

Valuation Date August 31, 2018 rolled forward to August 31, 2019

Actuarial Cost Method Individual Entry Age Normal

Asset Valuation Method Market Value

Single Discount Rate 7.25%

Mortality Assumption The active mortality rates were based on 90 percent of RP 2014 Employee Mortality Tables for

males and females with full generational mortality. The post-retirement mortality rates were based on the 2018 TRS of Texas Healthy Pensioner Mortality Tables with full generational projection using the ultimate improvement rates from the most recently published projection scale U-MP.

7.25%

Long-term expected Investment Rate of

Return

Municipal Bond Rate as of August 2019 2.63%. Source for the rate is the Fixed Income

Market Data/Yield Curve/ Data Municipal Bonds with 20 years to maturity that include only federally tax-exempt municipal bonds as reported in Fidelity

Index's "20-Year Municipal GO AA Index"

Last year ending August 31 in Projection

Period (100 years) 2116 Inflation 2.30%

Salary Increases 3.50% to 9.05% including inflation

Ad hoc post-employment benefit changes None

Discount Rate: The single discount rate used to measure the total pension liability was 7.25 percent. The single discount rate was based on the expected rate of return on pension plan investments of 7.25 percent. The projection of cash flows used to determine the discount rate assumed that contributions from active members, employers and the non-employer contributing entity will be made at the rates set by the Legislature during the 2019 legislative session. It is assumed that future employer and state contributions will be 8.50 percent of payroll in fiscal year 2020 gradually increasing to 9.55 percent of payroll over the next several years. This includes all employer and State contributions for active and rehired retirees. Based on those assumptions, the pension plan's fiduciary net position was projected to be available to make all projected future benefit payments of

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

current plan members. Therefore, the long-term expected rate of return on pension plan investments was applied to all periods of projected benefit payments to determine the total pension liability. The long-term expected rate of return on pension plan investments is 7.25 percent and was determined using a building-block method in which best-estimates ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. Best estimates of geometric real rates of return for each major asset class included in the Systems target asset allocation as of August 31, 2019 are summarized below:

			Long-Term
	FY 2019		Expected
	Target	New Target	Geometric Real
Asset Class	Allocation*	Allocation**	Rate of Return***
Global Equity			
U.S.	18.0%	18.0%	6.4%
Non-U.S. Developed	13.0%	13.0%	6.3%
Emerging Markets	9.0%	9.0%	7.3%
Directional Hedge Funds	4.0%	-	-
Private Equity	13.0%	14.0%	8.4%
Stable Value			
U.S. Treasuries****	11.0%	16.0%	3.1%
Stable Value Hedge Funds	4.0%	5.0%	4.5%
Absolute Return	0.0%	0.0%	0.0%
Real Return			
Global Inflation Linked Bonds****	3.0%	-	-
Real Estate	14.0%	15.0%	8.5%
Energy, Natural Resources and	5.0%	6.0%	7.3%
Infrastructure			
Commodities	0.0%	0.0%	0.0%
Risk Parity			
Risk Parity	5.0%	8.0%	5.8%/6.5%****
Leverage			
Cash	1.0%	2.0%	2.5%
Asset Allocation Leverage	-	-6.0%	2.7%
Expected Return	100%	100.0%	7.23%

^{*}Target allocations are based on the Strategic Asset Allocation as of FY2019

^{**}New allocations are based on the Strategic Asset Allocation to be implemented FY 2020

^{***10-}Year annualized geometric nominal returns include the real rate of return and inflation of 2.1%

^{****}New Target Allocation groups Government Bonds within the stable value allocation. This includes global sovereign nominal and inflation-linked bonds

^{*****5.8 (6.5%)} return expectation corresponds to Risk Parity with a 10%(12%) target volatility

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Discount Rate Sensitivity Analysis: The following schedule shows the impact of the Net Pension Liability if the discount rate used was 1% less than and 1% greater than the discount rate that was used (7.25%) in measuring the Net Pension Liability:

	Current Single				
	1% Decrease	Discount	1% Increase		
	6.25%	Rate 7.25%	Rate 8.25%		
District's proportionate share of the	* 0 = 1 00 1 000	.			
net pension liability	\$ 254,064,606	\$ 165,283,406	\$ 93,353,498		

Pension Liabilities, Pension Expense, and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions: At June 30, 2020, the District reported a liability of \$165,283,406 for its proportionate share of the TRS's net pension liability. This liability reflects a reduction for State pension support provided to the District. The amount recognized by the District as its proportionate share of the net pension liability, the related State support, and the total portion of the net pension liability that was associated with the District were as follows:

The District's proportionate share of the collective net pension liability	\$ 165,283,406
State's proportionate share that is associated with the District	275,084,593
Total	\$ 440,367,999

The net pension liability was measured as of August 31, 2018 and rolled forward to August 31, 2019 and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of that date. The District's proportion of the net pension liability was based on the District's contributions to the pension plan relative to the contributions of all employers to the plan for the period September 1, 2018 through August 31, 2019.

At August 31, 2019 the employer's proportion of the collective net pension liability was 0.3179558797% which was an decrease of 0.0262911941% from its proportion measured as of August 31, 2018.

Changes since the Prior Actuarial Valuation: The following were changes to the actuarial assumptions or other inputs that affected measurement of the total pension liability since the prior measurement period.

- The single discount rate as of August 31, 2018 was a blended rate of 6.907 percent and that has changed to the long-term rate of return of 7.25 percent as of August 31, 2019.
- With the enactment of SB 3 by the 2019 Texas Legislature, an assumption has been made about how this would impact future salaries. It is assumed that eligible active members will each receive a \$2,700 increase in fiscal year 2020. This is in addition to the salary increase expected in the actuarial assumptions.
- The Texas legislature approved funding for a 13th check. All eligible members retired as of December 31, 2018 will receive an extra annuity check in September 2019 in either the matching amount of their monthly annuity payment or \$2,000, whichever is less.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

There were no changes of benefit terms that affected measurement of the total pension liability during the measurement period.

For the year ended June 30, 2020, the District recognized pension expense of \$43,211,914 and revenue of \$43,211,914 for support provided by the State.

The amount of pension expense recognized by the District in the reporting period was \$75,514,683.

At June 30, 2020, the District reported its proportionate share of the TRS's deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

	Deferred Outflows of Resources	ļ	Deferred Inflows of Resources
Differences between expected and actual economic experience	\$ 694,338	\$	5,738,902
Changes in actuarial assumptions	51,279,030		21,190,921
Net difference between projected and actual investment earnings	1,659,636		-
Changes in proportion and difference between District's contributions and proportionate share of contributions District contributions to TRS subsequent to the measurement	12,077,662		11,942,034
date	 10,516,021		
Total	\$ 76,226,687	\$	38,871,857

The \$10,516,021 reported as deferred outflows of resources related to pensions resulting from District contributions subsequent to the measurement date will be recognized as a reduction of the net pension liability in the year ending June 30, 2021.

The net amounts of the employer's balances of deferred outflows and inflows of resources related to pensions will be recognized in pension expense as follows:

Year Ended June 30	Amount
2021	\$ 7,958,868
2022	5,960,114
2023	6,986,568
2024	6,579,813
2025	1,442,663
Thereafter	(2,089,217)
	\$ 26,838,809

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Changes in Net Pension Liability:

	Beginning			Ending
	Balance	Additions	Reductions	<u>Balance</u>
Net Pension Liability	\$ 189,481,944	\$ -	\$ 24,198,538	\$ 165,283,406

Pension Payable: At June 30, 2020, the District reported a payable of \$4,169,280 to the pension plan for the outstanding amount of contractually required contributions related to past service costs. Member contributions included in this payable were \$2,563,893.

U. <u>Defined Other Post-Employment Benefit Plan</u>

Plan Description: The District participates in the Texas Public School Retired Employees Group Insurance Program (TRS-Care). It is a multiple-employer, cost-sharing defined Other Post-Employment Benefit (OPEB) plan that has a special funding situation. The plan is administered through a trust by the Teacher Retirement System of Texas (TRS) Board of Trustees. It is established and administered in accordance with the Texas Insurance Code, Chapter 1575.

OPEB Plan Fiduciary Net Position: Detail information about the TRS-Care's fiduciary net position is available in the separately-issued TRS Comprehensive Annual Financial Report that includes financial statements and required supplementary information. That report may be obtained on the internet at http://www.trs.state.tx.us/about/documents/cafr.pdf#CAFR; by writing to TRS at 1000 Red River Street, Austin, TX 78701-2698; or by calling (512) 542-6592.

Benefits Provided: TRS-Care provides health insurance coverage to retirees from public schools, charter schools, regional education service centers and other educational districts who are members of the TRS pension plan. Optional dependent coverage is available for an additional fee.

Eligible non-Medicare retirees and their dependents may enroll in TRS-Care Standard, a high deductible health plan. Eligible Medicare retirees and their dependents may enroll in the TRS-Care Medicare Advantage medical plan and the TRS-Care Medicare Rx prescription drug plan. To qualify for TRS-Care coverage, a retiree must have at least 10 years of service credit in the TRS pension system. The Board of Trustees is granted the authority to establish basic and optional group insurance coverage for participants as well as to amend benefit terms as needed under Chapter 1575.052. There are no automatic post-employment benefit changes; including automatic COLAs.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

The premium rates for retirees are reflected in the following table:

TRS-Care Monthly Plan Premium Rates					
	Non- Medicare				
Retiree or Surviving Spouse	\$	135	\$	200	
Retiree and Spouse		529		689	
Retiree or Surviving Spouse and Children		468		408	
Retiree and Family		1,020		999	

Contributions: Contribution rates for the TRS-Care plan are established in state statute by the Texas Legislature, and there is no continuing obligation to provide benefits beyond each fiscal year. The TRS-Care plan is currently funded on a pay-as-you-go basis and is subject to change based on available funding. Funding for TRS-Care is provided by retiree premium contributions and contributions from the state, active employees, and school districts based upon public school district payroll. The TRS Board of Trustees does not have the authority to set or amend contribution rates.

Texas Insurance Code, section 1575.202 establishes the state's contribution rate which is 1.25 percent of the employee's salary. Section 1575.203 establishes the active employee's rate which is 0.65 percent of pay. Section 1575.204 establishes an employer contribution rate of not less than 0.25 percent or not more than 0.75 percent of the salary of each active employee of the public school. The actual employer contribution rate is prescribed by the Legislature in the General Appropriations Act, which is 0.75 percent of each active employee's pay. The following table shows contributions to the TRS-Care plan by type of contributor.

Contributions Rates

	2019	2020	
Active Employee Non-Employer Contributing Entity (State) Employers Federal/private Funding remitted by Employers	0.65% 1.25% 0.75% 1.25%	0.65% 1.25% 0.75% 1.25%	
FY 2020 Employer Contributions FY 2020 Member Contributions 2019 Plan Year NECE On-behalf Contributions (State)	\$	3,360,668 2,530,433 4,280,617	

Included in the employer contributions listed above, there is an additional surcharge all TRS employers are subject to, regardless of whether or not they participate in the TRS-Care OPEB program. When employers hire a TRS retiree, they are required to pay to TRS-Care a monthly surcharge of \$535 per retiree. During the year ended June 30, 2020, the District paid \$61,525 in retiree surcharges.

TRS-Care received supplemental appropriations from the State of Texas as the Non-Employer Contributing Entity in the amount of \$73.6 million in fiscal year 2019.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

House Bill 1, 86th Texas Legislature, Regular Session, 2019 was passed to provide an additional \$230 million to continue to support the program. The District's proportionate share of this amount totaled \$872,901, representing the 10 months TRS received payments from September 1, 2019 through June 30, 2020. The remaining two months will be recognized in the following fiscal year.

Actuarial Assumptions: The total OPEB liability (TOL) in the August 31, 2018 actuarial valuation was rolled forward to August 31, 2019. The actuarial valuation of TRS-Care is similar to the actuarial valuations performed for the pension plan, except that the OPEB valuation is more complex. All of the demographic assumptions, including rates of retirement, termination, and disability, and most of the economic assumptions, including general inflation and salary increases, used in the OPEB valuation were identical to those used in the respective TRS pension valuation. The demographic assumptions were developed in the experience study performed for TRS for the period ending August 31, 2017.

The total OPEB liability in the August 31, 2019 actuarial valuation was determined using the actuarial assumptions below. Those assumptions and other inputs used for members of TRS-Care are identical to the assumptions used in the August 31, 2019 TRS pension actuarial valuation:

Rates of Mortality General Inflation
Rates of Retirement Wage Inflation
Rates of Termination Salary Increases

Rates of Disability Incidence

Mortality Assumption

Additional Actuarial Methods and Assumptions:

Valuation Date August 31, 2018 rolled forward to August 31, 2019

Actuarial Cost Method Individual Entry Age Normal

Inflation 2.30%

Single Discount Rate 2.63% as of August 31, 2019
Salary Increases 3.05% to 9.05%, including inflation

Demographic Assumptions

The rates of mortality, retirement, termination and

disability incidence are identical to the assumptions used to value the pension liabilities of TRS. The demographic assumptions were developed in the experience study performed for TRS for the period and in a August 21, 2017

TRS for the period ending August 31, 2017.

The active mortality rates were based on 90 percent of the RP-2014 Employee Mortality Tables for males and females, with full generational mortality using Scale BB. The post-retirement mortality rates for healthy lives were based on the 2018 TRS of Texas Healthy Pensioner Mortality Tables, with full generational projection using the ultimate improvement rates from the most recently

published scale (U-MP).

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Health Care Trend Rates Initial medical trend rates of 10.25 percent for

> Medicare retirees and 7.5 percent for non-Medicare retirees. Initial prescription drug trend rate of 10.25 percent for all retirees. Initial trend rates decrease to an ultimate trend rate of 4.50

percent over a period of 13 years.

Election Rates Normal Retirement: 65 percent participation prior

to age 65 and 50 percent participation after age

Aging Factors Based on plan specific experience.

Expenses Third-party administrative expenses related to the

delivery of health care benefits are included in the

age-adjusted claims costs.

Other Information

Ad hoc post-employment benefit changes

Notes

None

Assumption changes include a discount rate change from 3.69% as of August 31, 2018 to 2.63% as of August 31, 2019, lower participation rates, and updates to the health care trend

assumptions.

The impact of the Cadillac Tax that was expected to return in the plan's fiscal year 2023 has been calculated as a portion of the trend assumption. Assumptions and methods used to determine the impact of the Cadillac Tax include:

- 2018 thresholds of \$850/\$2,292 were indexed annually by 2.30 percent
- Premium data submitted was not adjusted for permissible exclusions to the Cadillac Tax
- There were no special adjustments to the dollar limit other than those permissible for the non-Medicare retirees over 55.

Results indicate that the value of the excise tax would be reasonably represented by a 25 basis point addition to the long-term trend rate assumption. On December 20, 2019, the President signed into law a full repeal of the Cadillac Tax.

Discount Rate: A single discount rate of 2.63 percent was used to measure the total OPEB liability. There was a decrease of 1.06 percent in the discount rate since the previous year. Because the plan is essentially a "pay-as-you-go" plan, the single discount rate is equal to the prevailing municipal bond rate. The projection of cash flows used to determine the discount rate assumed that contributions from active members and those of the contributing employers and the non-employer contributing entity are made at the statutorily required rates. Based on those assumptions, the OPEB plan's fiduciary net position was projected to not be able to make all future benefit payments of current plan members. Therefore, the municipal bond rate was applied to all periods of projected benefit payments to determine the total OPEB liability.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Discount Rate Sensitivity Analysis: The following schedule shows the impact of the Net OPEB Liability if the discount rate used was 1% less than and 1% greater than the discount rate that was used in measuring the Net OPEB Liability.

	19	6 Decrease in	С	urrent Single		% Increase in
	D	iscount Rate	D	iscount Rate	D	iscount Rate
		1.63%		2.63%		3.63%
District's proportionate share of						
the Net OPEB Liability:	\$	259,176,084	\$	214,670,423	\$	179,853,606

Healthcare Cost Trend Rates Sensitivity Analysis: The following presents the Net OPEB Liability of the plan using the assumed healthcare cost trend rate, as well as what the Net OPEB Liability would be if it were calculated using a trend rate that is one-percentage point lower or one-percentage point higher than the assumed health-care cost trend rate:

	Current Healthcare						
	1	% Decrease	Trend Rate			1% Increase	
District's proportionate share of the Net OPEB Liability:	\$	175,120,602	\$	214,670,423	\$	267,649,026	

OPEB Liabilities, OPEB Expense, and Deferred Outflows of Resources and Deferred Inflows of Resources Related to OPEBs: At June 30, 2020, the District reported a liability of \$214,670,423 for its proportionate share of the TRS's Net OPEB Liability. This liability reflects a reduction for State OPEB support provided to the District. The amount recognized by the District as its proportionate share of the net OPEB liability, the related State support, and the total portion of the net OPEB liability that was associated with the District were as follows:

The District's proportionate share of the collective Net OPEB Liability State's proportionate share that is associated with the District	\$ 214,670,423 285,248,977
Total	\$ 499,919,400

The Net OPEB Liability was measured as of August 31, 2018 and rolled forward to August 31, 2019 and the Total OPEB liability used to calculate the Net OPEB Liability was determined by an actuarial valuation as of that date. The employer's proportion of the Net OPEB Liability was based on the employer's contributions to the OPEB plan relative to the contributions of all employers to the plan for the period September 1, 2018 through August 31, 2019.

At August 31, 2019, the employer's proportion of the collective Net OPEB Liability was 0.4539328913%, which was a decrease of 0.0259573865% from its proportion measured as of August 31, 2018.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Changes Since the Prior Actuarial Valuation: The following were changes to the actuarial assumptions or other inputs that affected measurement of the Total OPEB Liability since the prior measurement period:

- The discount rate changed from 3.69 percent as of August 31, 2018 to 2.63 percent as of August 31, 2019. This change increased the total OPEB liability.
- The health care trend rates were reset to better reflect the plan's anticipated experience. This
 change increased the total OPEB liability.
- The participation rate for pre-65 retirees was lowered from 70 percent to 65 percent. The
 participation rate for post-65 retirees was lowered from 75 percent to 50 percent. 25 percent of pre65 retirees are assumed to discontinue their coverage at age 65. There was no lapse assumption
 in the prior valuation. These changes decreased the total OPEB liability.
- The percentage of retirees who are assumed to have two-person coverage was lowered from 20 percent to 15 percent. In addition, the participation assumptions for the surviving spouses of employees that die while actively employed was lowered from 20 percent to 10 percent. These changes decreased the total OPEB liability.

There were no changes to benefit terms that affected measurement of the Total OPEB Liability during the measurement period.

For the year ended June 30, 2020, the District recognized OPEB expense of \$7,517,992 and revenue of \$7,517,992 for support provided by the State.

The amount of OPEB expense recognized by the District in the reporting period was \$11,540,919.

At June 30, 2020, the District reported its proportionate share of the TRS's deferred outflows of resources and deferred inflows of resources related to other post-employment benefits (OPEB) from the following sources:

	Deferred Outflows o Resources	
Differences between expected and actual economic		
experience	\$ 10,531,4	09 \$ 35,128,538
Changes in actuarial assumptions	11,923,2	68 57,741,076
Difference between projected and actual investment earnings	23,1	60 -
Changes in proportion and difference between the District's		
contributions and the proportionate share of contributions	20,9	26 14,367,331
Contributions paid to TRS subsequent to the measurement		
date	2,834,2	04 -
Total	\$ 25,332,9	67 \$ 107,236,945

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

The \$2,834,204 reported as deferred outflows of resources related to OPEB resulting from District contributions subsequent to the measurement date will be recognized as a reduction of the net OPEB liability in the year ended June 30, 2021. The net amounts of the employer's balances of deferred outflows and inflows of resources related to OPEB will be recognized in OPEB expense as follows:

Year Ended June 30:	OPEB Expense Amount
2021 2022 2023 2024 2025 Thereafter	\$ (13,629,858) (13,629,858) (13,637,354) (13,641,642) (13,640,468) (16,559,002)
	\$ (84,738,182)

Changes in Net OPEB Liability:

	Beginning Balance	Additions	Reductions	Ending Balance
Net OPEB Liability	\$ 239,613,609	\$ -	\$ 24,943,186	\$ 214,670,423

Payable to the OPEB Plan: At June 30, 2020, the District reported a payable of \$510,504 to the OPEB plan for the outstanding amount of contractually required contributions related to past service costs. Member contributions included in this payable were \$217,499.

The Medicare Prescription Drug, Improvement, and Modernization Act of 2003, which was effective January 1, 2006, established prescription drug coverage for Medicare beneficiaries known as Medicare Part D. One of the provisions of Medicare Part D allows for the Texas Public School Retired Employee Group Insurance Program (TRS-Care) to receive retiree drug subsidy payments from the federal government to offset certain prescription drug expenditures for eligible TRS-Care participants. Medicare Part D contributions made on behalf of the District's employees for the year ended June 30, 2020, 2019 and 2018 were \$1,869,433, \$1,489,916, and \$1,180426, respectively. These amounts are recorded as equal revenues and expenditures in the governmental fund financial statements of the District.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

V. <u>Health Care Coverage</u>

Beginning September 1, 2019, the District established a Self-Funded Medical Plan managed by a third party, Cigna Health and Life Insurance Company (CHLIC). The District contributes up to \$435 per month per full-time employee, at their option. The Self-Funded Medical Plan provides two Preferred Provider Organization (PPO) plan options to choose from and both plans meet the guidelines of the Affordable Health Care Act. Individual employee health claims incurred are self-insured by the District up to \$500,000 per participant annually and CHLIC provides a Stop Loss Insurance Plan of \$500,000 for the plan year.

The accrued liability for the self-insurance health claims of \$2,400,000 includes an estimate of claims incurred but not paid. This liability reported in the fund at June 30, 2020, is in accordance with the requirements of Governmental Accounting Standards Board. Because actual claim liabilities depend on such complex factors, actual results may differ from the estimated liability.

Below is the claims activity and liability as of June 30, 2020:

Unpaid claims, beginning of year	\$	-
Incurred claims	29,1	14,181
Claim payments	(26,7	<u>14,181)</u>
Unpaid claims, end of fiscal year	\$ 2,4	00,000

The District also participates in TRS ActiveCare, sponsored by the Teacher Retirement System of Texas administered by Blue Cross Blue Shield of Texas. TRS ActiveCare provides health care coverage to employees of participating public education entities and their eligible dependents. Authority for the plan can be found in the Texas Insurance Code, Title 8, Subtitle H, Chapter 1579, and in the Texas Administrative Code, Title 34, Part 3, Charter 41. The plan began operations on September 1, 2002. This is a premium based plan consisting of employee and employer amounts. Payments are made on a monthly basis for all covered employees. Employees have four PPO plan options to choose from for the 2019-2020 plan year. All four meet the guidelines of the Affordable Health Care Act.

W. Self-Insured Workers' Compensation

The District self-insures its workers' compensation claims which are administered by a third party, Athens Administration. Estimated incurred but not paid claims are accrued as liabilities of the Workers' Compensation Fund. The District maintains self insured retention per occurrence of \$2,000,000 and employers' liability insurance of \$1,000,000 to limit its claim liability.

The accrued liability for Workers' Compensation self-insurance of \$6,500,000 includes an undiscounted estimate of claims incurred but not paid. This liability reported in the fund at June 30, 2020, is in accordance with the requirements of Governmental Accounting Standards Board. Because actual claim liabilities depend on such complex factors as inflation, changes in legal doctrines, and damage awards, actual results may differ from the estimated liability.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Changes in the balances of claim liabilities for June 30 are as follows:

	2020		2019	2018		
Unpaid claims, beginning of year Incurred claims Change in estimate Claim payments	\$	7,500,000 1,936,442 (1,000,000) (1,936,442)	\$ 7,500,000 3,515,513 - (3,515,513)	\$	7,500,000 3,151,468 - (3,151,468)	
Unpaid claims, end of fiscal year	\$	6,500,000	\$ 7,500,000	\$	7,500,000	

X. Revenue from Local and Intermediate Sources

During the year ending June 30, 2020, revenues from local and intermediate sources consisted of the following:

	General Fund	2016 Capital Projects Fund	Nonmajor Governmental Funds	Total Governmental Funds	Internal Service Funds
Property taxes	\$ 177,195,856	\$ -	\$ 33,129,076	\$ 210,324,932	\$ -
Penalty and interest on taxes	1,313,856	· _	218,260	1,532,116	· <u>-</u>
Investment income	2,486,739	6,365,642	1,446,112	10,298,493	-
Extracurricular/cocurricular	, ,	-,,-	, -,	.,,	
activities	-	-	679,352	679,352	-
Athletics	359,977	-	, -	359,977	-
Tuition and fees	244,849	-	-	244,849	-
Re-insurance refund	126,221	-	-	126,221	-
City Refunds/Credit	88,847	-	-	88,847	-
Surplus sales	85,654	-	-	85,654	=
Rent	85,386	-	-	85,386	=
Purchasing Rebates	82,093	=	-	82,093	-
Vehicle inventory tax	59,493	-	-	59,493	=
Services to other districts	50,000	-	-	50,000	=
Transportation revenue	40,169	-	-	40,169	-
Legal restitution	28,657	-	-	28,657	-
Food Service activity	-	-	2,410,757	2,410,757	-
Shared service arrangements	-	=	264,137	264,137	-
Army Youth Program	-	-	90,182	90,182	-
CREEED grant	-	-	85,640	85,640	-
Digital Promise grant	-	-	47,205	47,205	-
Local Teach Stipend - R19	-	-	20,795	20,795	-
Print Shop	-	-	-	-	639,702
Workers Compensation	-	-	-	-	3,470,042
Self-insurance - health	-	-	-	-	26,307,141
Health Clinic	-	-	-	-	770,688
Other local revenue	309,988	13,954	47,793	371,735	_
Total	\$ 182,557,785	\$ 6,379,596	\$ 38,439,309	\$ 227,376,690	\$ 31,187,573

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Y. Other Uses

Other Uses during the year ended June 30, 2020, consisted of the following:

	General Fund		S	Debt Service Fund	Total		
Western Refining Property Value Settlement Amount required to be placed in escrow	\$	312,761	\$	48,229	\$	360,990	
for defeased bonds		-		44,135,157		44,135,157	
Total	\$	312,761	\$	44,183,386	\$	44,496,147	

Litigation between Western Refining and the El Paso Central Appraisal District for tax years 2015 and 2016 was resolved in 2017. The court ordered Final Judgment reduced the taxable values assessed to Western Refining by \$87,690,035 for the two year period. The result was an overpayment by Western Refining to the District of \$1,082,972. The District agreed to pay back Western Refining over 3 years, with the first payment due in September of 2017 and the final payment of \$360,990 was paid in September of 2019.

Z. Fund Balances

As of June 30, 2020, fund balances were composed of the following:

		Nonmajor						
		General	2016 Capital			overnmental		
		Fund	P	rojects Fund		Funds		Total
Nonspendable:								
Inventories	\$	2,003,184	\$	-	\$	-	\$	2,003,184
Restricted:								
Medicaid Administrative								
Claiming Program		-		-		355,805		355,805
Retirement of Long-term debt		-		-		32,567,157		32,567,157
2009 QSC-MTN Sinking Fund		-		-		9,377,495		9,377,495
2017 QSC-MTN Sinking Fund		-		-		1,289,892		1,289,892
Bray Trust		-		-		50,729		50,729
Food Service Program		-		-		11,611,479		11,611,479
Campus Activities		-		-		2,088,188		2,088,188
Capital projects		23,944,243		383,122,963		12,240,068		419,307,274
Restricted for State Programs		6,465,141		-		-		6,465,141
Assigned:								
Construction		16,530,480		-		-		16,530,480
Capital expenditures		3,500,000		-		-		3,500,000
Other Assigned		6,766,039		-		-		6,766,039
Unassigned		103,904,121		-				103,904,121
Total fund balances	\$	163,113,208	\$	383,122,963	\$	69,580,813	\$	615,816,984
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NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

The Net Position for the Health Insurance Fund had a deficit of (\$4,310,405) as of June 30, 2020. Management believes this will not have an impact on the operations of this fund as it is their intention to cover any shortfalls with general fund assets. During fiscal year 2020, the District established this self-insured health plan as an additional insurance option to employees.

As discussed in Note AA, as of June 30, 2020, the District has a total of \$274,607,179 of encumbrances of operating funds shown as restricted or assigned in the general fund and capital projects funds that rolled over into the next fiscal year. Other assigned fund balance in the General Fund includes encumbrances of \$2,969,816 and an assignment for self insurance activities of \$194,554. The remaining balance of \$3,601,669 in other assigned is for future District expenditures.

AA. Encumbrances

The District utilizes encumbrance accounting in its governmental funds. Encumbrances represent commitments related to contracts not yet performed and are used to control expenditures for the year and to enhance cash management. The encumbrance account does not represent an expenditure for the period, only a commitment to expend resources. Encumbrances for goods or purchased services are documented by purchase orders or contracts. Under Texas law, appropriations lapse at year end, and encumbrances outstanding at that time are to be either canceled or appropriately provided for in the subsequent year's budget. Encumbrance accounting is employed as an extension of formal budgetary integration for the District's funds. At June 30, 2020, certain amounts which were previously restricted or assigned for specific purposes have been encumbered in the governmental funds. Significant encumbrances included in governmental fund balances are as follows:

		Encumbrance	<u>.</u>					
	Restricted Assigned Fund Balance Fund Balance					Total		
General Fund 2008 Capital Projects Fund 2016 Capital Projects Fund PFC Capital Projects Fund	\$	16,780,949 8,445,442 238,522,618 2,950,589	\$	7,907,581 - - -	\$	24,688,530 8,445,442 238,522,618 2,950,589		
Total	\$	266,699,598	\$	7,907,581	\$	274,607,179		

BB. Litigation

The District is the defendant in a number of lawsuits arising principally in the normal course of operations. The District maintains insurance with deductibles up to \$50,000 per claim to cover the various lawsuits. In the opinion of management, the outcome of these lawsuits will not have a material adverse effect on the accompanying basic financial statements and accordingly, no provision has been accrued.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

CC. Construction and Other Significant Commitments and Contingencies

Construction Commitments

The District has active construction projects as of June 30, 2020, including renovations and site improvements. All accumulated resources for capital projects are restricted or assigned for construction commitments. As of June 30, 2020, the construction work in progress and estimated commitments with contractors on various projects are as follows:

	Spent Remai		Remaining	
	To [Date	Co	mmitment
Athletic Improvements Land/Building improvements and consolidations New Northeast Middle School	281,9	208,637 959,083 426,210	3	19,466,470 352,029,444 48,563,966
New Central Administrative Building 1014 N. Stanton	12,8	376,560		3,794,626
New Central Administrative Building 1100 N. Stanton	•	106,477		8,181,983
Planetarium Relocation (Federal CDBG)	7	700,104		250,997
New Delta Operations Center (DOC)	12,2	282,524		105,927
	\$ 332,5	559,595	\$ 4	32,393,413

Technology Commitments

The District has a Technology E-Rate project in process as of June 30, 2020. The work in process and estimated commitments with vendors on these projects are as follows:

	Spent To Date		Remaining Commitment	
Network Electronics Project	\$	8,327	\$	736,000

Federal and State Funding

The District participates in numerous state and federal grant programs that are subject to audit by the Texas Education Agency and various Federal and/or State audit agencies. These programs have complex compliance requirements, and should State or Federal auditors discover areas of material noncompliance, those District funds may be subject to refund, if so determined by administrative audit review.

In the opinion of administration, there are no significant contingent liabilities relating to compliance with the rules and regulations governing the respective grants; therefore, no provision has been recorded in the accompanying financial statements for such contingencies.

Vacation and Non-Duty Leave Time

Vacation days are earned by certain employees based upon their contract year and how much of their contract year they have completed. Unused leave time rolls forward, however, any unused days are forfeited six months after the applicable contract year is completed. Upon separation, any remaining balance earned is paid to the employee at their current rate of pay.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

Non-duty days are work days on the District calendar in which the employee may choose not to work. If the employee does not use these days, they are considered days in excess of their contract. Unused days roll forward, however, any unused days are forfeited six months after the applicable contract year is completed for exempt employees; non-exempt employees are paid. In some instances, the employees may be eligible to receive payment for the unused days if separating from the District at the end of their contract.

It is District policy that leave time be used for its intended purpose, as noted above. Management has determined that any resulting obligation at the end of the fiscal year would be insignificant and immaterial to the financial statements. As such, no provision has been recorded in the accompanying fund financial statements.

DD. Shared Service Arrangements

The District is the fiscal agent for a Shared Services Arrangement ("SSA") which provides a Regional Day School Program for the deaf. All services are provided by the fiscal agent. The member districts provide the funds to the fiscal agent. According to guidance provided in TEA's Resource Guide, the District has accounted for the fiscal agent's activities of the SSA in Special Revenue Funds 315, 340, 435, and 446, Shared Services Arrangements - Deaf Education.

Expenditures of the SSA are summarized below:

El Paso I.S.D.	\$ 305,595
Socorro I.S.D.	271,031
Ysleta I.S.D.	213,304
Clint I.S.D.	141,851
Canutillo I.S.D.	112,911
San Elizario I.S.D.	20,160
Fabens I.S.D.	10,080
Anthony I.S.D.	 6,000
Total	\$ 1,080,932
	 , ,

EE. Risk Management

The District is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters. The Board maintains insurance policies acquired from independent insurance carriers covering the following: property insurance, automobile liability insurance (effective 9/1/13 the district was self-insured for auto physical damage to District vehicles), educators legal liability insurance, general liability insurance, law enforcement liability insurance, commercial crime insurance, storage tank system third party liability and cleanup insurance, excess workers' compensation and employers' liability insurance and student accident insurance. There have been no significant reductions in insurance coverage from prior years and settlements have not exceeded insurance coverage in each of the past three years.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

FF. Related Party Transactions

From time to time, the District may enter into transactions with related parties through the normal course of business. If a Board member has a conflict of interest, proper documentation is completed and he/she is required to abstain from any discussion or voting regarding the matter. Management is not aware of any material related party transactions that occurred during the year ending June 30, 2020.

GG. <u>EPISD Education Foundation</u>

The EPISD Education Foundation (the Foundation) is a not-for-profit organization which was organized to provide scholarship funds to students and classroom impact grants for teachers of the El Paso Independent School District. The members of the Board of Directors of the Foundation are either appointed or elected. The Superintendent of El Paso Independent School District (EPISD) has the right to appoint one voting member of the Board of Directors, and the EPISD Board selects two members from the EPISD Board. The remaining members make up a majority and are elected by the current Board of Directors of the Foundation. The Foundation's financial condition and results of operations are not included in the District's financial statements. Beginning in 2014, activity was transferred to the Paso del Norte Foundation as an agency advised fund.

HH. Other Post Employment Benefits

The District pays the premiums for group life insurance for retired employees. The policies provide for a \$1,000 benefit. During the year ending June 30, 2020, the District paid a total of \$2,279 in premiums for retired employees which is approximately four cents per employee per month. Management does not anticipate that the estimated liability related to this obligation would be material to the government-wide financial statements and as such, an accrual has not been made.

II. <u>Top Ten Taxpayers</u>

The following businesses represent the top ten taxpayers for the District:

Name	Market Value		T	axable Value
Western Refining Co. LP El Paso Electric Co. Simon Property Group Sierra Providence Physical Rehabilitation Hospital Wal-Mart Stores Inc. Hawkins & I-10 Acquisition Co. LP Texas Gas Service Spectrum Gulf Coast LLC Union Pacific Railroad Co.	\$	517,594,790 217,818,425 127,863,268 110,057,310 105,205,600 99,978,869 79,437,830 60,306,260 59,982,604	\$	500,816,217 205,279,299 127,863,268 110,057,310 105,205,600 99,978,869 79,437,830 60,306,260 59,982,604
United Parcel Service Inc.		48,522,226		48,522,226
United Parcel Service Inc.	_			
	\$	1,426,767,182		<u>1,397,449,483 </u>

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

JJ. Significant Event - COVID-19

In January 2020, the President of the United States declared a public health emergency for the COVID-19 pandemic. Subsequently, on March 13th, districts across the state of Texas were ordered to shut down and initiate distance learning through the remainder of the 2019-2020 school year. With the pandemic ongoing, the District had to begin its 2020-2021 academic year via distance learning as well.

The Texas Education Agency awarded additional federal funds to districts under the CARES Act to help fund the additional costs incurred to provide distance learning and to prevent, prepare for, and respond to the pandemic. This program was tested as a major federal program, however, official spending guidelines have not been released from the Office of Management and Budget (OMB) for the CARES Act as of the date of these financial statements. As a result, general requirements were used as a guideline for testing, and certain costs could be questioned and deemed unallowable upon release of the guidance from OMB.

In addition, the state allotments distributed to districts by the TEA will also be impacted, the effects of which are also unknown. The District continues to closely monitor its budget and cash flows to address the needs of its students and personnel. Although future developments and mitigation strategies are out of the control of the District, EPISD is committed to fulfilling its mission to graduate every student prepared for higher learning.

KK. Subsequent Events

On July 22, 2020, the District issued Unlimited Tax Refunding Bonds, Taxable Series 2020A in the amount of \$115,054,970. The bonds were issued at a premium, and refunded \$32,250,000 of the Unlimited Tax School Refunding Bonds, Series 2013; \$40,430,000 of the Unlimited Tax School Refunding Bonds, Series 2015; and \$42,375,000 of the Unlimited Tax School Refunding Bonds, Series 2015A. Bond payments are payable on February 15 and August 15 of each year, commencing on August 15, 2020. The Bonds final principal payment is on August 15, 2033. The total cash flow savings from the refunding was \$12,558,954 and the net present value savings was \$11,132,338.

On August 11, 2020 the District entered into an Equipment Lease Purchase Agreement with US Bancorp for \$9,562,055. The lease purchase is to finance the second phase of an energy saving performance contract.

NOTES TO THE BASIC FINANCIAL STATEMENTS

FOR THE FISCAL YEAR ENDED JUNE 30, 2020

IV. DETAILED NOTES ON ALL FUNDS (Continued)

LL. New Accounting Pronouncements

The District has not completed the process of evaluating the impact on its financial position that will result from adopting the following Governmental Accounting Standards Board (GASB) Statements:

- GASB No. 84, Fiduciary Activities, effective for fiscal years beginning after December 15, 2019.
 GASB No. 84 establishes criteria for identifying fiduciary activities of all state and local governments.
- GASB No. 87, Leases, effective for fiscal years beginning after June 15, 2021. GASB No. 87
 requires recognition of certain lease assets and liabilities for leases that previously were
 classified as operating leases.
- GASB No. 89, Accounting for Interest Cost incurred before the End of a Construction Period, effective for periods beginning after December 15, 2020. GASB No. 89 requires that interest costs incurred during a construction period be recognized as an expense for business-type activity.
- GASB No. 90, *Majority Equity Interests an Amendment of GASB Statements No. 14 and No. 61*, effective for periods beginning after December 15, 2019. GASB No. 90 amends the method of reporting majority equity interest.
- GASB No. 91, *Conduit Debt Obligations*, effective for periods beginning after December 15, 2021. GASB No. 91 requires issuers to disclose information about their conduit debt obligations.
- GASB No. 94, *Public-Private and Public-Public Partnerships and Availability Arrangement*, effective for periods beginning after June 15, 2022. GASB No. 94 improves financial reporting by addressing issues related to public private and public-public partnership arrangements as well as availability payment arrangements.

REQUIRED SUPPLEMENTARY INFORMATION

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL - GENERAL FUND FOR THE YEAR ENDED JUNE 30, 2020

Data Control	ī	Oudgeted A.	ounta	Actual Amounts (GAAP BASIS)		riance With inal Budget
Codes		Budgeted Am				ositive or
	Origi	Original Fina			((Negative)
REVENUES: 5700 Total Local and Intermediate Sources	e 104	012.077 6	170 ((4.2(1	¢ 102.557.705	¢.	2 002 524
		812,977 \$	179,664,261		\$	2,893,524
5800 State Program Revenues		035,189	343,864,323	344,977,633		1,113,310
5900 Federal Program Revenues	15,	839,739	14,450,000	15,626,204		1,176,204
5020 Total Revenues	510,	687,905	537,978,584	543,161,622		5,183,038
EXPENDITURES:						
Current:						
0011 Instruction		223,309	303,544,083	301,506,233		2,037,850
0012 Instructional Resources and Media Services		417,831	8,100,757	8,156,538		(55,781)
0013 Curriculum and Instructional Staff Development		088,002	20,605,390	17,783,177		2,822,213
0021 Instructional Leadership	4,	877,956	5,129,263	4,717,523		411,740
0023 School Leadership	36,	120,969	38,550,701	38,472,567		78,134
0031 Guidance, Counseling, and Evaluation Services	18,	164,237	19,100,025	18,784,445		315,580
0032 Social Work Services	3,	993,609	4,383,177	4,260,325		122,852
0033 Health Services	6,	117,752	6,856,640	6,855,312		1,328
0034 Student (Pupil) Transportation	13,	644,581	13,706,181	11,951,720		1,754,461
0036 Extracurricular Activities	14,	184,706	14,609,497	12,460,160		2,149,337
0041 General Administration	14,	251,179	14,815,007	14,010,740		804,267
O051 Facilities Maintenance and Operations		053,550	54,629,966	51,373,438		3,256,528
0052 Security and Monitoring Services		938,898	8,156,319	7,143,233		1,013,086
0053 Data Processing Services		394,944	8,659,367	7,766,681		892,686
0061 Community Services	-,	89,295	89,295	36,112		53,183
Debt Service:		** ,= * *	,			,
0071 Principal on Long-Term Debt		599,362	599,362	599,362		_
0072 Interest on Long-Term Debt		557,754	1,556,254	1,551,808		4,446
0072 Interest on Eong-Ferm Best 0073 Bond Issuance Cost and Fees	1,	10,000	232,953	232,687		266
Capital Outlay:		10,000	232,933	232,067		200
0081 Facilities Acquisition and Construction	4	984,256	59,128,818	20,047,310		39,081,508
	4,	904,230	39,120,010	20,047,310		39,081,308
Intergovernmental: 0099 Other Intergovernmental Charges	2	851,686	2,851,686	2,388,693		462,993
6030 Total Expenditures		563,876	585,304,741	530,098,064	-	55,206,677
1100 Excess (Deficiency) of Revenues Over (Under)				. 		
Expenditures	17,	124,029	(47,326,157)	13,063,558		60,389,715
OTHER FINANCING SOURCES (USES):						
7911 Capital Related Debt Issued		-	17,390,000	17,390,000		-
7912 Sale of Real and Personal Property		-	3,163,550	5,890,191		2,726,641
7916 Premium or Discount on Issuance of Bonds		-	331,453	331,453		-
7949 Other Resources	17,	124,028	-	-		-
8911 Transfers Out (Use)	(16,	311,267)	(16,811,267)	(16,811,267)		-
8949 Other (Uses)	(:	312,761)	(312,761)	(312,761)		-
7080 Total Other Financing Sources (Uses)	-	-	3,760,975	6,487,616		2,726,641
1200 Net Change in Fund Balances	17.	124,029	(43,565,182)	19,551,174		63,116,356
0100 Fund Balance - July 1 (Beginning)		562,034	143,562,034	143,562,034		-
oroo I und Dalance - July 1 (Deginining)			173,302,034	173,302,034		

NOTES TO REQUIRED SUPPLEMENTARY INFORMATION BUDGET AND ACTUAL - GENERAL FUND

FOR THE YEAR ENDED JUNE 30, 2020

STEWARDSHIP, COMPLIANCE, AND ACCOUNTABILITY

Each school district in Texas is required by law to prepare annually a budget of anticipated revenues and expenditures for the General fund before the beginning of the fiscal year. The District's administration determines budgetary funding priorities and the budgets are prepared in the same basis of accounting that is used for reporting in accordance with generally accepted accounting principles. The annual budget, which is prepared on the modified accrual basis of accounting, must be adopted by the Board at a scheduled meeting after giving ten days public notice of the meeting. The District's administration performs budget reviews during the year in which budget requirements are re-evaluated and revisions are recommended to the Board. The Board must approve amendments to the budget at the fund and functional expenditure categories or revenue object accounts as defined by the TEA. Expenditures may not legally exceed budgeted appropriations, as amended, at the function level by fund. Unexpended appropriations lapse at year-end.

The following procedures are followed in establishing the budgetary data reflected in the financial statements:

- 1. Prior to June 19, the District prepares a budget for the next succeeding fiscal year beginning July 1. The operating budget includes proposed expenditures and the means of financing them.
- 2. A meeting of the Board is then called for the purpose of adopting the proposed budget. At least ten days' public notice of the meeting must be given.
- 3. On April 30, 2019, the budget was legally enacted through the approval of a motion by the Board. Once a budget is approved, it can only be amended at the function and fund level by approval of a majority of the members of the Board. Amendments are presented to the Board at its regular meetings. Each amendment must have Board approval. As required by law, such amendments are made before the fact, are reflected in the official minutes of the Board, and are not made after fiscal year end. Because the District has a policy of careful budgetary control, several amendments were necessary during the year.
- 4. Each budget is controlled by the budget director at the revenue and expenditure function/object level. Budgeted amounts are as amended by the Board. All budget appropriations lapse at year end, and outstanding encumbrances at year-end are re-appropriated in the next year.

A negative variance was identified in the following area: Function 12 - Instructional Resources and Media Services, in the amount of \$56 thousand. The variance was attributed to retiree leave payouts and personnel related costs.

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF THE DISTRICT'S PROPORTIONATE SHARE OF THE NET PENSION LIABILITY TEACHER RETIREMENT SYSTEM OF TEXAS FOR THE YEAR ENDED JUNE 30, 2020

	P	FY 2020 lan Year 2019	_I	FY 2019 Plan Year 2018	P	FY 2018 lan Year 2017
District's Proportion of the Net Pension Liability (Asset)		0.31795588%		0.344247074%		0.3357152%
District's Proportionate Share of Net Pension Liability (Asset)	\$	165,283,406	\$	189,481,944	\$	107,343,663
State's Proportionate Share of the Net Pension Liability (Asset) Associated with the District		275,084,593		310,719,469		191,585,514
Total	\$	440,367,999	\$	500,201,413	\$	298,929,177
District's Covered Payroll	\$	374,416,393	\$	384,687,132	\$	377,281,655
District's Proportionate Share of the Net Pension Liability (Asset) as a Percentage of its Covered Payroll		44.14%		49.26%		28.45%
Plan Fiduciary Net Position as a Percentage of the Total Pension Liability		75.24%		73.74%		82.17%

Note: GASB Codification, Vol. 2, P20.183 requires that the information on this schedule be data from the period corresponding with the periods covered as of the measurement dates of August 31, 2019 for year 2020, August 31, 2018 for year 2019, August 31, 2017 for year 2018, August 31, 2016 for year 2017, August 31, 2015 for year 2016 and August 31, 2014 for year 2015.

This schedule shows only the years for which this information is available. Additional information will be added until 10 years of data are available and reported.

P:	FY 2017 lan Year 2016	FY 2016 Plan Year 2015		FY 2015 Plan Year 2014
	0.3538133%	0.3620999%	_	0.2401539%
\$	133,700,793	\$ 127,997,495	\$	64,148,427
	234,758,266	234,729,990		207,838,673
\$	368,459,059	\$ 362,727,485	\$	271,987,100
\$	377,316,904	\$ 373,930,999	\$	374,880,694
	35.43%	34.23%		17.11%
	78.00%	78.43%		83.25%

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF DISTRICT'S CONTRIBUTIONS FOR PENSIONS TEACHER RETIREMENT SYSTEM OF TEXAS FOR FISCAL YEAR 2020

	 2020	2019	2018
Contractually Required Contribution	\$ 12,285,012 \$	11,154,052 \$	11,459,304
Contribution in Relation to the Contractually Required Contribution	12,285,012	11,154,052	11,357,520
Contribution Deficiency (Excess)	\$ - \$	- \$	101,784
District's Covered Payroll	\$ 389,298,717 \$	375,049,174 \$	385,429,416
Contributions as a Percentage of Covered Payroll	3.16%	2.97%	2.97%

Note: GASB Codification, Vol. 2, P20.183 requires that the data in this schedule be presented as of the District's respective fiscal years as opposed to the time periods covered by the measurement dates ending August 31 of the preceding year.

This schedule shows only the years for which this information is available. Additional information will be added until 10 years of data are available and reported.

Exhibit 16

EXHIBIT G-3

2017	2016	2015		2014		2013		2012
\$ 11,052,123	\$ 10,962,083	\$ 10,210,794	\$	6,104,979	\$	5,347,398	\$	4,915,175
11,052,123	10,962,083	10,210,794		6,104,979		5,347,398		4,915,175
\$ -	\$ -	\$ -	\$	-	\$	-	\$	
\$ 377,714,149	\$ 377,287,614	\$ 371,221,286	\$	374,598,981	\$	367,948,382	\$	368,763,102
2.93%	2.91%	2.75%	,	1.63%	•	1.45%)	1.33%

NOTES TO REQUIRED SUPPLEMENTARY INFORMATION TEACHER RETIREMENT SYSTEM FOR PENSIONS

FOR THE YEAR ENDED JUNE 30, 2020

Changes of Benefit Terms

There were no changes of benefit terms that affected measurement of the total pension liability during the measurement period.

Changes of Assumptions

The following were changes to the actuarial assumptions or other inputs that affected measurement of the total pension liability since the prior measurement period.

- The single discount rate as of August 31, 2018 was a blended rate of 6.907 percent and that has changed to the long-term rate of return of 7.25 percent as of August 31, 2019.
- With the enactment of SB 3 by the 2019 Texas Legislature, an assumption has been made about how this would impact future salaries. It is assumed that eligible active members will each receive a \$2,700 increase in fiscal year 2020. This is in addition to the salary increase expected in the actuarial assumptions.
- The Texas legislature approved funding for a 13th check. All eligible members retired as of December 31, 2018 will receive an extra annuity check in September 2019 in either the matching amount of their monthly annuity payment or \$2,000, whichever is less.

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF THE DISTRICT'S PROPORTIONATE SHARE OF THE NET OPEB LIABILITY TEACHER RETIREMENT SYSTEM OF TEXAS FOR THE YEAR ENDED JUNE 30, 2020

	P	FY 2020 dan Year 2019	FY 2019 Plan Year 2018	_]	FY 2018 Plan Year 2017
District's Proportion of the Net Liability (Asset) for Other Postemployment Benefits		0.453932891%	0.479890278%		0.479833937%
District's Proportionate Share of Net OPEB Liability (Asset)	\$	214,670,423	\$ 239,613,609	\$	208,661,779
State's Proportionate Share of the Net OPEB Liability (Asset) Associated with the District		285,248,977	320,698,545		284,864,539
Total	\$	499,919,400	\$ 560,312,154	\$	493,526,318
District's Covered Payroll	\$	374,416,393	\$ 384,687,132	\$	377,281,655
District's Proportionate Share of the Net OPEB Liability (Asset) as a Percentage of its Covered Payroll		57.33%	62.29%		55.31%
Plan Fiduciary Net Position as a Percentage of the Total OPEB Liability		2.66%	1.57%		0.91%

Note: GASB Codification, Vol. 2, P50.238 states that the information on this schedule should be determined as of the measurement date. Therefore the amounts reported for FY 2020 are for the measurement date of August 31, 2019. The amounts for FY 2019 are for the measurement date August 31, 2018. The amounts for FY 2018 are based on the August 31, 2017 measurement date.

This schedule shows only the years for which this information is available. Additional information will be added until 10 years of data are available and reported.

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF DISTRICT'S CONTRIBUTIONS FOR OTHER POSTEMPLOYMENT BENEFITS (OPEB) TEACHER RETIREMENT SYSTEM OF TEXAS FOR FISCAL YEAR 2020

	 2020	2019	2018
Contractually Required Contribution	\$ 3,360,668 \$	3,225,210	\$ 3,190,301
Contribution in Relation to the Contractually Required Contribution	3,360,668	3,225,210	3,151,204
Contribution Deficiency (Excess)	\$ - \$	- (\$ 39,097
District's Covered Payroll	\$ 389,298,717 \$	375,049,174	\$ 385,429,416
Contributions as a Percentage of Covered Payroll	0.86%	0.86%	0.83%

Note: GASB Codification, Vol. 2, P50.238 requires that the data in this schedule be presented as of the District's respective fiscal years as opposed to the time periods covered by the measurement dates ending August 31 of the preceding year.

Information in this schedule should be provided only for the years where data is available. Eventually 10 years of data should be presented.

2017	2016
\$ 2,502,519	\$ 2,571,017
2,502,519	2,571,017
\$ -	\$ -
\$ 377,714,149	\$ 377,287,614
0.66%	0.68%

NOTES TO REQUIRED SUPPLEMENTARY INFORMATION TEACHER RETIREMENT SYSTEM FOR OPEB

FOR THE YEAR ENDED JUNE 30, 2020

Changes of Benefit Terms Since the Prior Measurement Period

There were no changes of benefit terms that affected measurement of the total OPEB liability during the measurement period.

Changes Since the Prior Actuarial Valuation

The following were changes to the actuarial assumptions or other inputs that affected measurement of the Total OPEB liability since the prior measurement period:

- The discount rate changed from 3.69 percent as of August 31, 2018 to 2.63 percent as of August 31, 2019. This change increased the total OPEB liability.
- The health care trend rates were reset to better reflect the plan's anticipated experience. This change increased the total OPEB liability.
- The participation rate for pre-65 retirees was lowered from 70 percent to 65 percent. The participation rate for post-65 retirees was lowered from 75 percent to 50 percent. 25 percent of pre-65 retirees are assumed to discontinue their coverage at age 65. There was no lapse assumption in the prior valuation. These changes decreased the total OPEB liability.
- The percentage of retirees who are assumed to have two-person coverage was lowered from 20 percent to 15 percent. In addition, the participation assumptions for the surviving spouses of employees that die while actively employed was lowered from 20 percent to 10 percent. These changes decreased the total OPEB liability.

COMBINING AND OTHER STATEMENTS

The Nonmajor Governmental Funds, which are made up of Special Revenue Funds and Debt Service Funds, are used to account for funds that are legally restricted for specified purposes excluding capital projects.

Special Revenue Funds

<u>Texas Education for Homeless Children & Youth (Fund 206)</u> - This fund is to be used to account, on a project basis, for funds allocated to local educational agencies to enable schools to provide a variety of staff development and supplemental services, including in-service training, counseling, psychological services and tutoring. This program is authorized under P.L. 107-110, McKinney-Vento Homeless Education Assistance Improvement of 2001 as amended by NCLB Act of 2001, Title X, Part C.

ESSA Title I, Part A, D, and SIP (Fund 211) - This fund is to be used to account, on a project basis, for funds allocated to local educational agencies to enable schools to provide opportunities for children served to acquire the knowledge and skills contained in the challenging State content standards and to meet the challenging State performance standards developed for all children. This program is authorized under P.L. 107-110.

ESSA Title I, Part C, Education of Migratory Children (Fund 212) - This fund is to be used to account, on a project basis, for funds allocated for the purpose of the Migrant Education Program. To design and support programs that help migrant students overcome the challenges of mobility, cultural and language barriers, social isolation, and other difficulties associated with a migratory lifestyle. These efforts are aimed at helping migrant students succeed in school and successfully transition to post-secondary education and/or employment.

Adult Education Federal (Fund 220) - This fund is to be used to account, on a project basis, for funds granted to provide or support programs for adult education and literacy services to adults who are beyond compulsory school age attendance, and do not have a high school diploma, or lack sufficient mastery of basic educational skills to function effectively in society, or are unable to speak, read or write the English language; and are not enrolled in school. Educational services include basic educational skills (reading, writing, speaking and mathematics), English as a Second Language and secondary level competencies for acquisition of a high school diploma or equivalent. This includes sections 322, 326, and 353 under P.L. 91.230 as amended by P.L. 102.73, The National Literacy Act.

<u>TANF Family Assistance (Fund 223)</u> - This fund is to be used to account, on a project basis, for funds granted to provide education services to undereducated adult recipients of cash assistance under Temporary Assistance for Needy Families (TANF). Recipients of benefits are required to participate in adult basic education or job training programs as a condition of eligibility. Educational services include basic educational skills (reading, writing, speaking, and mathematics), English as a Second Language instruction and secondary level competencies for acquisition of a high school diploma or its equivalent. This program is authorized under P.L. 104-193.

<u>IDEA – Part B, Formula (Fund 224)</u> - This fund is to be used to account, on a project basis, for funds granted to operate educational programs for children with disabilities. This funding also includes capacity building and improvement (silver) sub-grants. This program is authorized under P.L. 108-446.

<u>IDEA – Part B, Preschool (Fund 225)</u> - This fund is to be used to account, on a project basis, for funds granted for preschool children with disabilities. This program is authorized under P.L. 105-17.

<u>National Breakfast and Lunch Program (Fund 240)</u> - This fund is used to account for programs using federal reimbursement revenues originating from the United States Department of Agriculture and includes allowable expenditures, as determined under the National School Lunch Program, for the operation and improvement of the National Breakfast and Lunch Programs.

<u>Summer Feeding Program (Fund 242)</u> - This fund is to be used to account, on a project basis, for funds received from the Texas Department of Agriculture that are awarded for meals provided to the community based on the average number of daily participants.

<u>Carl D. Perkins Career & Technical Basic Grant (Fund 244)</u> - This fund is to be used to account, on a project basis, for funds granted to provide career and technology education to develop new and/or improve career and technology education programs for paid and unpaid employment. Full participation in the basic grant is from individuals who are members of special populations. This program is authorized by P.L. 109-270.

ESSA, Title II, Part A, Supporting Effective Instruction (Fund 255) - This fund is used to provide financial assistance to LEAs to increase student academic achievement through improving teacher and principal quality and increasing the number highly qualified teachers in classrooms and highly qualified principals in schools, and hold LEAs accountable for improving student academic achievement. This program is authorized under P.L. 107-110.

<u>Title III, Part A – English Language Acquisition (Fund 263)</u> - This fund is used to account, on a project basis, for funds granted to improve the education of limited English proficient children, by assisting the children to learn English and meet State academic content and student academic achievement standards. This program is authorized under P.L. 107-110.

<u>Medicaid Administrative Claiming Program – MAC (Fund 272)</u> - This fund is used to account, on a project basis, for funds allocated to local education agencies for reimbursement of eligible administrative costs for activities attributed to the implementation of the Medicaid state plan.

<u>EPISD Gene Roddenberry Planetarium (Fund 288)</u> - This fund is to be used to account, on a project basis, for funds granted to relocate the Planetarium to Crosby Elementary multipurpose facility. The El Paso City Council allocated certain Community Development Block Grant (CDBG) funds under the 44th year Community Development Program to EPISD (Sub recipient) for purposes of design and construction improvements to the indoor and outdoor Planetarium and Star Gazing area located at 9465 Roanoke Drive, El Paso, TX 79924.

Other Federal Special Revenue Funds (Fund 289) - This fund is to be used to account, on a project basis, for federally funded special revenue funds that have not been previously mentioned. This fund includes Promoting Student Achievement; Department of Defense Education Activity (DoDEA) - Military Connected Schools; (DoDEA) - Hands on, Mind on Math Engagement for 21st Century Leaders; (DoDEA) - Gateway to STEM Careers for Military Connected Schools; Office of Violence Against Women; Title IV Part-A Student Support and Academic Enrichment; Title VI Summer LEP; Department of Justice (DOJ) - Specialized Services to At- Risk Students; DOJ - School Violence Prevention Program; Fed COPS Hiring; Rifle Resistant Grant, Bulletproof Vest Partnership and Selective Traffic Enforcement Program (STEP). These programs are designed to address the unique and culturally related needs of students.

<u>SSA IDEA</u>, <u>Part B</u> – <u>Discretionary Deaf (Fund 315)</u> - This fund classification is used to account for a shared service arrangement for funds used to support an education service center basic special education component. These funds are used for support of students in care and treatment or hospital facilities, enhance Braille production, and other emerging needs.

<u>SSA IDEA</u>, Part C – Deaf - Early Intervention (Fund 340) - This fund is used to account, on a project basis, for funds granted to assist local Regional Day School for the Deaf programs and the Texas School for the Deaf in providing direct services to hearing impaired infants to toddlers, age's birth through two years of age. This program provides supplemental and appropriate series to eligible students that are provided by a certified and trained teacher. This program is authorized under P.L. 101-119.

<u>Adult Basic Education State (Fund 381)</u> - This fund classification is to used to account, on a project basis, for funds granted to provide or support programs for adult education and literacy services to adults 16 and above, who do not have a high school diploma and are out of school. Funds can be used for same purposes as federal adult education funds.

<u>Advanced Placement Incentives (Fund 397)</u> - This fund classification is used to account, on a project basis, for funds awarded to school districts under the Texas Advanced Placement Award Incentive Program, Chapter 28, Subchapter C, TEC.

<u>State Instructional Materials (Fund 410)</u> - This fund is used to account, on a project basis, for funds awarded to school districts under the textbook allotment.

Other State Special Revenue Funds (Fund 429) - These are state funded special revenue funds not otherwise listed. This fund includes Ready to Read License; Veterans AFF Grant; Law Enforcement Officer Standard and Education (LEOSE); Literacy Achievement Academy; Mathematics Achievement Academy: MIZ, Cycle 2 Grants; Lone Star STEM Grants; Technology Lending; School Safety and Security Grant; SPED Fiscal Support; TX Parks and Wildlife Dept.- Archery Program; Jobs and Education for Texans and the Office of the Governor Truancy Prevention Grant. The programs are designed to improve student performance by fostering open, supportive and collaborative campus cultures that allow teachers to seek and attain growth within their field.

<u>SSA Regional Day School - Deaf (Fund 435)</u> - This fund is used by the fiscal agent of a shared services arrangement to account, on a project basis, for funds allocated for staff and activities of the Regional Day School Program for the Deaf.

<u>SSA-RDSPD Tuition Funds (Fund 446)</u> - This fund is used to account for student services provided by the Regional Day School Program for the deaf. The District is the fiscal agent for a Shared Service Arrangement with other member districts in the area.

<u>Campus Activity Funds (Fund 461)</u> - This fund is to be used to account for transactions related to campus principal's activity fund. The monies generated are not subject to recall by the Board of Trustees into the general fund.

Other Local Special Revenue Funds (Fund 499) - These are locally funded special revenue funds not otherwise listed. This fund includes Region 13 Educator Certification Program; 3M Ingenuity Grant; Local Teacher Stipends - Region 19; Local National Science Foundation, Digital Promise Grant; Army Youth Program in Your Neighborhood; Dollar General Literacy Foundation; El Paso Community Foundation and the Council on Regional Economic Expansion and Educational Development (CREEED). These programs are designed to increase and strengthen community capacity in support of military families, increase professional development and workforce development opportunities and enhance college readiness by providing leadership and resources in addressing local challenges and opportunities in El Paso.

Debt Service Funds

<u>2009 QSC-MTN Sinking (Fund 575)</u> - This fund is used to account for resources accumulated to pay for principal and interest on the Qualified School Construction Maintenance Tax Notes, Series 2009.

<u>2017 QSC-MTN Sinking (Fund 577)</u> - This fund is used to account for resources accumulated to pay for principal and interest on the Qualified School Construction Maintenance Tax Notes, Series 2017.

<u>Debt Service Fund (Main) (Fund 599)</u> - This fund accounts for resources accumulated and payments made for annual principal and interest on long-term general obligation debt of governmental funds.

Capital Projects Fund

<u>2008 Capital Projects Fund (Fund 688)</u> - This fund accounts for the construction activity related to the 2008 bonds to construct, renovate, acquire and equip school buildings in the District.

<u>Public Facilities Corporation Capital Projects Fund (Fund 690)</u> - This fund is used to account for the El Paso Independent School District Administrative Public Facility Corporation (Corporation), a component unit that was organized exclusively to act on behalf of the District to finance, refinance, or provide the costs of certain public facilities. The Corporation accounts for construction costs related to the central administration project.

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING BALANCE SHEET NONMAJOR GOVERNMENTAL FUNDS JUNE 30, 2020

		-								
Data			206 211				212	220		
Contro			Ed. for		SSA Title I	ES	SSA Title I		Adult	
Codes	71		meless	F	Part A, D,		Part C	F	Education	
		Cl	nildren		and SIP		M igrant		Federal	
A	ASSETS									
1110	Cash and Cash Equivalents	\$	-	\$	-	\$	-	\$	-	
1220	Property Taxes - Delinquent		-		-		-		-	
1230	Allowance for Uncollectible Taxes		-		-		=		-	
1240	Due from Other Governments		7,895		4,980,073		65,629		99,508	
1250	Accrued Interest		-		-		-		-	
1260	Due from Other Funds		-		-		-		-	
1290	Other Receivables		-		-		-		-	
1800	Restricted Assets		-		-		-		-	
1900	Long Term Investments		-		-		-		-	
1000	Total Assets	\$	7,895	\$	4,980,073	\$	65,629	\$	99,508	
I	JABILITIES									
2110	Accounts Payable	\$	-	\$	26,773	\$	61	\$	-	
2160	Accrued Wages Payable		157		2,003,297		32,842		39,935	
2170	Due to Other Funds		7,738		2,828,931		32,726		56,443	
2200	Accrued Expenditures		_		121,072		-		3,130	
2300	Unearned Revenue		_		=		-		-	
2000	Total Liabilities		7,895		4,980,073		65,629		99,508	
Ι	DEFERRED INFLOWS OF RESOURCES									
2601	Unavailable Revenue - Property Taxes		_		_		_		_	
2600	Total Deferred Inflows of Resources		-	_			-	_	<u>-</u>	
F	TUND BALANCES									
	Restricted Fund Balance:									
3450	Federal or State Funds Grant Restriction		_		_		_		_	
3470	Capital Acquisition and Contractural Obligation		_		_		_		_	
3480	Retirement of Long-Term Debt		_		_		_		_	
3490	Other Restricted Fund Balance		_		_		_		_	
3000	Total Fund Balances			_			-			
4000	Total Liabilities, Deferred Inflows & Fund Balances	<u> </u>	7,895	\$	4,980,073	\$	65,629	\$	99,508	
	•	Φ	1,093	Ψ	7,700,073	Ψ	05,029	ψ	77,500	

Exhibit 16
EXHIBIT H-1 (Cont'd)

F	223 FANF Samily sistance		224 IDEA Part B Formula	P	225 IDEA Part B Preschool		240 National reakfast and nch Program		242 Summer Feeding Program	Т	244 areer and echnical - sic Grant	A,	255 ESSA Title II A, Supporting Eff. Instr.		263 itle III, A glish Lang. cquisition
\$	-	\$	- -	\$	-	\$	50	\$	- -	\$	-	\$	-	\$	-
	19,387		- 2,886,700		41,332		1,558,292		- -		209,557		205,940		- 264,895
	-		-		-		10,210,419		851,654		-		-		-
	-		-		-		50,729		-		-		-		-
\$	19,387	\$	2,886,700	\$	41,332	\$	11,819,490	\$	851,654	\$	209,557	\$	205,940	\$	264,895
\$	- 8,165 11,222 -	\$	20,452 1,433,350 1,425,879 7,019	\$	15,974 25,358	\$	163,451 724,176 - 121,309	\$	- - -	\$	54,570 - 128,573 26,414	\$	45,787 32,387 127,766	\$	121,018 20,116 120,575 3,186
	19,387	_	2,886,700	_	41,332	_	1,008,936	_		_	209,557	_	205,940		264,895
	<u>-</u> -		<u>-</u>		<u>-</u> -	_	<u>-</u>		<u>-</u>	_	<u>-</u> -		<u>-</u> -	_	<u>-</u> -
	-		- -		- -		10,759,825		851,654 -		- -		- -		- -
	- -		-		- - -	_	50,729		- - 851,654		-		- -		-
\$	19,387	\$	2,886,700	\$	41,332	\$	11,819,490	\$	851,654	\$	209,557	\$	205,940	\$	264,895

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING BALANCE SHEET NONMAJOR GOVERNMENTAL FUNDS JUNE 30, 2020

			272		288		289		315
Data		N	A edicaid		EPISD	Ot	her Federal		SSA
Contro	ol .	Ad	min. Claim	Ro	ddenberry		Special	IDI	EA, Part B
Codes			MAC	Pl	anetarium	Rev	enue Funds	Dis	cretionary
A	ASSETS								
1110	Cash and Cash Equivalents	\$	-	\$	-	\$	-	\$	_
1220	Property Taxes - Delinquent		-		_		_		_
1230	Allowance for Uncollectible Taxes		_		_		-		_
1240	Due from Other Governments		58,187		502,021		920,311		29,786
1250	Accrued Interest		=		-		-		-
1260	Due from Other Funds		310,269		-		-		-
1290	Other Receivables		=		-		-		-
1800	Restricted Assets		=		-		-		-
1900	Long Term Investments		-		-		-		-
1000	Total Assets	\$	368,456	\$	502,021	\$	920,311	\$	29,786
I	JABILITIES								
2110	Accounts Payable	\$	_	\$	_	\$	267,044	\$	_
2160	Accrued Wages Payable		12,651		_		257,362		17,005
2170	Due to Other Funds		_		338,253		345,028		11,767
2200	Accrued Expenditures		=		163,768		50,877		1,014
2300	Unearned Revenue		=		-		-		-
2000	Total Liabilities		12,651		502,021		920,311		29,786
Ι	DEFERRED INFLOWS OF RESOURCES								
2601	Unavailable Revenue - Property Taxes		_		_		_		_
2600	Total Deferred Inflows of Resources			-					
2000	Total Belefied innows of resources			_		_			<u>-</u>
F	FUND BALANCES								
	Restricted Fund Balance:								
3450	Federal or State Funds Grant Restriction		355,805		-		=		-
3470	Capital Acquisition and Contractural Obligation		-		-		=		-
3480	Retirement of Long-Term Debt		-		-		-		-
3490	Other Restricted Fund Balance		-		-		-		-
3000	Total Fund Balances		355,805		_		_		
4000	Total Liabilities, Deferred Inflows & Fund Balances	\$	368,456	\$	502,021	\$	920,311	\$	29,786
		=				<u> </u>	, _ 0,511	-	

Exhibit 16
EXHIBIT H-1 (Cont'd)

SSA - I Deaf -	40 DEA C - Early rention	Ed	381 ult Basic lucation State	P1	397 dvanced accement centives	410 State structional	\$ 429 her State Special enue Funds	_	435 SSA gional Day ool - Deaf	SS	446 A - RDSPD Tuition Funds		461 Campus Activity Funds
\$	-	\$	-	\$	-	\$ -	\$ -	\$	-	\$	-	\$	2,062,192
	-		-		-	-	=		-		-		-
	-		15,277		_	-	164,552		157,452		8,195		- -
	_		-		_	_	-		-		-		_
	-		-		79,386	148,192	66,656		-		23,593		-
	-		-		-	-	-		-		-		87,274
	-		-		-	-	-		-		-		-
							 			_			-
\$		\$	15,277	\$	79,386	\$ 148,192	\$ 231,208	\$	157,452	\$	31,788	\$	2,149,466
\$	-	\$	_	\$	_	\$ -	\$ _	\$	-	\$	-	\$	1,121
	-		7,767		-	-	41,400		99,075		31,788		-
	-		7,510		-	-	-		58,377		-		60,157
	-		-		-	2,530	-		-		-		-
					79,386	 145,662	 189,808		-		-		-
			15,277		79,386	 148,192	 231,208		157,452	_	31,788		61,278
	-					 =	 		=				=
	-				-	 -	 -			_	-		-
	-		-		-	-	-		-		-		-
	-		-		-	-	-		-		-		-
	-		-		-	-	-		-		-		- 2 000 100
						 	 						2,088,188
	-					 	 					_	2,088,188
\$	-	\$	15,277	\$	79,386	\$ 148,192	\$ 231,208	\$	157,452	\$	31,788	\$	2,149,466

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING BALANCE SHEET NONMAJOR GOVERNMENTAL FUNDS JUNE 30, 2020

Data Control			499 Other Local Special		Total Nonmajor Special		575 2009 QSC - MTN		577 2017 QSC - MTN	
Codes		Revenue Funds		Revenue Funds		Sinking Fund		Sinking Fund		
A	ASSETS									
1110	Cash and Cash Equivalents	\$	=	\$	2,062,242	\$	=	\$	-	
1220	Property Taxes - Delinquent		-		-		-		_	
1230	Allowance for Uncollectible Taxes		_		_		_		_	
1240	Due from Other Governments		10,049		12,205,038		_		_	
1250	Accrued Interest		-		-		135,549		9,816	
1260	Due from Other Funds		412,219		12,102,388		-		-	
1290	Other Receivables		-		87,274		_		-	
1800	Restricted Assets		-		50,729		-		-	
1900	Long Term Investments		=		=		9,241,946		1,280,076	
1000	Total Assets	\$	422,268	\$	26,507,671	\$	9,377,495	\$	1,289,892	
Ι	LIABILITIES									
2110	Accounts Payable	\$	1,410	\$	701,687	\$	_	\$	_	
2160	Accrued Wages Payable		1,902		4,779,349		_		_	
2170	Due to Other Funds		-		5,586,303		_		_	
2200	Accrued Expenditures		30,829		531,148		-		-	
2300	Unearned Revenue		388,127		802,983		=		=	
2000	Total Liabilities		422,268		12,401,470		-		-	
Ι	DEFERRED INFLOWS OF RESOURCES									
2601	Unavailable Revenue - Property Taxes		_		_		_		_	
2600	Total Deferred Inflows of Resources				-	_	_	_		
F	FUND BALANCES									
	Restricted Fund Balance:									
3450	Federal or State Funds Grant Restriction		_		11,967,284		_		_	
3470	Capital Acquisition and Contractural Obligation		_		-		_		_	
3480	Retirement of Long-Term Debt		_		_		_		_	
3490	Other Restricted Fund Balance		_		2,138,917		9,377,495		1,289,892	
3000	Total Fund Balances			_	14,106,201		9,377,495		1,289,892	
4000	Total Liabilities, Deferred Inflows & Fund Balances	\$	422,268	\$	26,507,671	\$	9,377,495	\$	1,289,892	
.000	Total Liabilities, Deletied liftiows & Fulld Balances	Φ	+44,400	Φ	20,307,071	Φ	9,311, 4 93	Φ	1,207,092	

599 D. 1.		Total		688		690			Total	Total		
Debt		Nonmajor			2008		PFC		Nonmajor		Nonmajor	
	Service		Debt Service		Capital		Capital		Capital		Governmental	
	Fund		Funds		Projects		Projects		Project Funds		Funds	
\$	33,375,132	\$	33,375,132	\$	12,475,095	\$	4,682,625	\$	17,157,720	\$	52,595,094	
Ψ	2,308,988	Ψ	2,308,988	Ψ	-	Ψ	-	Ψ	-	Ψ	2,308,988	
	(1,198,000)		(1,198,000)		_		_		_		(1,198,000)	
	-		-		_		_		=		12,205,038	
	_		145,365		_		_		_		145,365	
	-		-		7,380		-		7,380		12,109,768	
	30,656		30,656		-		-		-		117,930	
	-		-		-		-		-		50,729	
	-		10,522,022		-		-		-		10,522,022	
\$	34,516,776	\$	45,184,163	\$	12,482,475	\$	4,682,625	\$	17,165,100	\$	88,856,934	
\$		\$		\$	1,470,613	\$		\$	1,470,613	\$	2,172,300	
Ф	-	Φ	-	Ф	1,470,013	Ф	-	Ф	1,4/0,013	Ф	4,779,349	
	_		_		_		_		_		5,586,303	
	_		_		2,566,420		887,999		3,454,419		3,985,567	
	1,085,638		1,085,638		-,000, .20		-		-		1,888,621	
_	1,085,638	_	1,085,638	_	4,037,033		887,999		4,925,032	_	18,412,140	
	9/2 091		9/2 091								0/2 001	
_	863,981	_	863,981	_				_		_	863,981	
_	863,981	_	863,981	_	-			_		_	863,981	
	-		-		-		-		-		11,967,284	
	-		-		8,445,442		3,794,626		12,240,068		12,240,068	
	32,567,157		32,567,157		-		-		-		32,567,157	
_	-	_	10,667,387	_	-		-		-	_	12,806,304	
_	32,567,157	_	43,234,544	_	8,445,442		3,794,626	_	12,240,068	_	69,580,813	
\$	34,516,776	\$	45,184,163	\$	12,482,475	\$	4,682,625	\$	17,165,100	\$	88,856,934	

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES - NONMAJOR GOVERNMENTAL FUNDS FOR THE YEAR ENDED JUNE 30, 2020

		206	211	212	220
Data		TX Ed. for	ESSA Title I	ESSA Title I	Adult
Control		Homeless	Part A, D,	Part C	Education
Codes		Children	and SIP	M igrant	Federal
REVENUES:					
5700 Total Local and Intermediate Sources	\$	-	\$ -	\$ - \$	-
5800 State Program Revenues		-	-	-	-
5900 Federal Program Revenues		102,360	23,992,850	320,800	671,274
5020 Total Revenues		102,360	23,992,850	320,800	671,274
EXPENDITURES:					
Current:					
0011 Instruction		-	13,295,630	133,531	319,590
0012 Instructional Resources and Media Services		-	234,188	-	-
0013 Curriculum and Instructional Staff Development		-	5,513,044	1,305	109,880
0021 Instructional Leadership		-	1,345,877	183,346	138,104
0023 School Leadership		-	841,559	-	-
0031 Guidance, Counseling, and Evaluation Services		-	469,273	-	50,497
0032 Social Work Services		102,360	11,886	-	52,146
0033 Health Services		-	23,572	-	-
0034 Student (Pupil) Transportation		-	549,350	-	-
0035 Food Services		-	-	-	-
0036 Extracurricular Activities		-	-	-	1.057
0051 Facilities Maintenance and Operations		-	7 114	-	1,057
0052 Security and Monitoring Services 0053 Data Processing Services		-	7,114	-	-
0053 Data Processing Services 0061 Community Services		-	249,000	2 619	-
•		-	1,452,335	2,618	-
Debt Service:					
0071 Principal on Long-Term Debt		-	-	-	-
0072 Interest on Long-Term Debt 0073 Bond Issuance Cost and Fees		-	-	-	-
		-	-	-	-
Capital Outlay:			22		
0081 Facilities Acquisition and Construction		102.260	22 22 252		- (71.274
6030 Total Expenditures		102,360	23,992,850	320,800	671,274
1100 Excess (Deficiency) of Revenues Over (Under)		-			
Expenditures			•		
OTHER FINANCING SOURCES (USES):					
7911 Capital Related Debt Issued		-	-	-	-
7915 Transfers In		-	-	-	-
7916 Premium or Discount on Issuance of Bonds		-	-	-	-
8949 Other (Uses)	_	<u>-</u>		-	<u> </u>
7080 Total Other Financing Sources (Uses)		-	-	-	-
1200 Net Change in Fund Balance		-	-	-	-
0100 Fund Balance - July 1 (Beginning)		-	-	-	-
3000 Fund Balance - June 30 (Ending)	\$	-	\$ -	\$ - \$	_
	=		-	·	

223 TANF Family Assistance	224 IDEA Part B Formula	225 IDEA Part B Preschool	240 National Breakfast and Lunch Program	242 Summer Feeding Program	244 Career and Technical - Basic Grant	255 ESSA Title II A, Supporting Eff. Instr.	263 Title III, A English Lang Acquisition
\$ - \$	- \$ -	- : -	\$ 2,575,717 \$ 146,728	- \$	- -	\$ -	\$ -
111,394	10,414,094	176,303	28,514,425	24,492	816,491	1,789,021	992,475
111,394	10,414,094	176,303	31,236,870	24,492	816,491	1,789,021	992,475
50,968	2,913,850 37,481	33,565	- -	- -	798,481	145,120	403,404
21,527 25,241	661,930 35,426	123,562	-	-	18,010	1,558,032 13,669	580,954 -
-	198,869	-	-	-	-	72,200	339
6,726	6,536,166	17,951	-	-	-	-	7,778
6,932	19,765	-	-	-	-	-	-
_	_	_	_	_	_	_	-
-	-	-	28,586,943	24,845	-	-	-
-	4,597	-	-	-	-	-	-
-	-	-	1,439,607	-	-	-	-
-	-	-	-	-	-	-	-
-	6,010	1,225	-	-	-	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
	<u>-</u>		<u> </u>	<u>-</u>	-		
111,394	10,414,094	176,303	30,026,550	24,845	816,491	1,789,021	992,475
	-	-	1,210,320	(353)	-	-	-
_	-	-	-	_	_	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
<u>-</u> -	<u> </u>	<u>-</u> -	<u> </u>	<u>-</u> -	<u>-</u> -	<u> </u>	
-	-	-	1,210,320	(353)	-	-	-
	-	-	9,600,234	852,007		-	
\$ - \$	- \$	- ;	\$ 10,810,554 \$	851,654 \$	_	\$ -	\$ -

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES - NONMAJOR GOVERNMENTAL FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	272	288	289	315	
Data	M edicaid	EPISD	Other Federal	SSA	
Control	Admin. Claim	Roddenberry	Special	IDEA, Part B	
Codes	MAC	Planetarium	Revenue Funds	Discretionary	
REVENUES:				· · · · · · · · · · · · · · · · · · ·	
5700 Total Local and Intermediate Sources	\$ - :	\$ -	\$ -	\$ -	
5800 State Program Revenues	-	-	-	-	
5900 Federal Program Revenues	139,816	667,989	2,285,116	149,697	
5020 Total Revenues	139,816	667,989	2,285,116	149,697	
EXPENDITURES:					
Current:					
0011 Instruction	-	-	1,194,356	147,620	
0012 Instructional Resources and Media Services	-	-	-	-	
0013 Curriculum and Instructional Staff Development	-	-	547,609	1,000	
0021 Instructional Leadership	-	-	-	-	
0023 School Leadership	-	-	4,028	-	
0031 Guidance, Counseling, and Evaluation Services	-	-	243,771	12	
0032 Social Work Services	-	-	94,675	-	
0033 Health Services	189,528	-	58	-	
0034 Student (Pupil) Transportation	-	-	-	-	
0035 Food Services	-	-	-	-	
0036 Extracurricular Activities	-	-	600	-	
0051 Facilities Maintenance and Operations	-	-	-	-	
0052 Security and Monitoring Services	-	-	66,262	-	
0053 Data Processing Services	-	-	132,145	-	
0061 Community Services	-	-	1,612	1,065	
Debt Service:					
0071 Principal on Long-Term Debt	-	-	-	-	
0072 Interest on Long-Term Debt	-	-	-	-	
0073 Bond Issuance Cost and Fees	-	-	-	-	
Capital Outlay:					
0081 Facilities Acquisition and Construction		667,989			
6030 Total Expenditures	189,528	667,989	2,285,116	149,697	
1100 Excess (Deficiency) of Revenues Over (Under)	(49,712)	-	-	-	
Expenditures					
OTHER FINANCING SOURCES (USES):					
7911 Capital Related Debt Issued	-	-	-	-	
7915 Transfers In	-	-	-	-	
7916 Premium or Discount on Issuance of Bonds	-	-	-	-	
8949 Other (Uses)		-			
7080 Total Other Financing Sources (Uses)	<u> </u>	-			
1200 Net Change in Fund Balance	(49,712)	_	_	_	
•					
0100 Fund Balance - July 1 (Beginning)	405,517	-	-		
3000 Fund Balance - June 30 (Ending)	\$ 355,805	¢	¢	•	
5000 Tunu Dalance - June 50 (Exiding)	\$ 355,805	φ -	\$ -	\$ -	

340 SSA - IDEA C Deaf - Early Intervention	381 Adult Basic Education State	397 Advanced Placement Incentives	410 State Instructional Materials	429 Other State Special Revenue Funds	435 SSA Regional Day School - Deaf	446 SSA - RDSPD Tuition Funds	461 Campus Activity Funds
\$ - -	\$ - \$ 113,000	-	\$ - 5,934,400	\$ - 603,294	\$ - 666,916	\$ 264,137 \$	679,152 -
182		-				<u> </u>	-
182	113,000	-	5,934,400	603,294	666,916	264,137	679,152
182	38,618	-	5,934,400	30,859	666,894	261,030	-
-	-	-	-	-	-	-	-
-	22,897	-	-	103,101	-	85	-
-	29,364	-	-	-	22	1,742 -	-
-	10,890	_	_	-	_	823	-
_	11,231	_	_	469,334	_	-	_
_	-	_	_	-	_	_	_
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	499,421
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	- 457	-
						157	
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
182	113,000		5,934,400	603,294	666,916	264,137	499,421
162	113,000		3,934,400		000,910	204,137	477,421
	<u> </u>	-	-			-	179,731
_	_	_	_	_	_	_	_
_	_	_	_	_	_	_	_
-	-	-	-	-	-	-	-
		-			-		-
		-	-		-	-	-
-	-	-	-	-	-	-	179,731
		-					1,908,457
\$ -	\$ - \$		\$ -	\$ -	\$ -	\$ - \$	2,088,188

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES - NONMAJOR GOVERNMENTAL FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	499	Total	575	577	
Data	Other Local	Nonmajor	2009	2017	
Control	Special	Special	QSC - MTN	QSC - MTN	
Codes	Revenue Funds	Revenue Funds	Sinking Fund	Sinking Fund	
REVENUES:					
5700 Total Local and Intermediate Sources	\$ 258,858	\$ 3,777,864	\$ 346,275 \$	24,251	
5800 State Program Revenues	-	7,464,338	· -	-	
5900 Federal Program Revenues	-	71,168,779	-	-	
5020 Total Revenues	258,858	82,410,981	346,275	24,251	
EXPENDITURES:					
Current:					
0011 Instruction	100,047	26,468,145	_	-	
0012 Instructional Resources and Media Services	-	271,669	-	-	
0013 Curriculum and Instructional Staff Development	157,089	9,420,025	-	-	
0021 Instructional Leadership	-	1,772,791	-	-	
0023 School Leadership	-	1,116,995	-	-	
0031 Guidance, Counseling, and Evaluation Services	-	7,343,887	-	-	
0032 Social Work Services	-	768,329	-	-	
0033 Health Services	-	213,158	-	-	
0034 Student (Pupil) Transportation	-	549,350	-	-	
0035 Food Services	-	28,611,788	-	-	
0036 Extracurricular Activities	-	504,618	-	-	
0051 Facilities Maintenance and Operations	-	1,440,664	-	-	
0052 Security and Monitoring Services	-	73,376	-	-	
0053 Data Processing Services	-	381,145	-	-	
0061 Community Services	1,722	1,467,044	-	-	
Debt Service:					
0071 Principal on Long-Term Debt	-	-	-	-	
0072 Interest on Long-Term Debt	-	-	-	-	
0073 Bond Issuance Cost and Fees	-	-	-	-	
Capital Outlay:					
0081 Facilities Acquisition and Construction		668,011		-	
6030 Total Expenditures	258,858	81,070,995	-	<u>-</u>	
1100 Excess (Deficiency) of Revenues Over (Under) Expenditures		1,339,986	346,275	24,251	
OTHER FINANCING SOURCES (USES):					
7911 Capital Related Debt Issued	-	_	-	-	
7915 Transfers In	-	_	684,059	627,208	
7916 Premium or Discount on Issuance of Bonds	-	-	-	-	
8949 Other (Uses)	-	-	-	-	
7080 Total Other Financing Sources (Uses)	-	-	684,059	627,208	
1200 Net Change in Fund Balance	-	1,339,986	1,030,334	651,459	
0100 Fund Balance - July 1 (Beginning)		12,766,215	8,347,161	638,433	
3000 Fund Balance - June 30 (Ending)	\$ -	\$ 14,106,201	\$ 9,377,495 \$	1,289,892	
(*	. ,,	, ,	,,	

	599 Debt Service	Total Nonmajor Debt Service	688 2008 Capital	690 PFC Capital	Total Nonmajor Capital	Total Nonmajor Governmental
	Fund	Funds	Projects	Projects	Project Funds	Funds
\$	33,695,217 \$ 3,649,604	34,065,743 \$ 3,649,604	433,495 \$	162,207 \$	595,702 \$	38,439,309 11,113,942
	3,049,004	3,043,004	-	-	-	71,168,779
	37,344,821	37,715,347	433,495	162,207	595,702	120,722,030
	-	-	-	-	-	26,468,145
	-	-	-	-	-	271,669
	-	-	-	-	-	9,420,025
	-	-	-	-	-	1,772,791
	-	-	-	-	-	1,116,995
	-	-	-	-	-	7,343,887
	-	-	-	-	-	768,329
	-	-	-	-	-	213,158
	-	-	-	-	-	549,350
	-	-	-	-	-	28,611,788
	-	-	-	-	-	504,618
	-	-	-	-	-	1,440,664
	-	-	599	-	599	73,975
	-	-	-	-	-	381,145 1,467,044
	-	-	-	-	-	1,407,044
	10,728,593	10,728,593	_	_	_	10,728,593
	31,342,274	31,342,274	_	_	_	31,342,274
	587,853	587,853	-	-	-	587,853
	-	-	24,098,500	8,695,483	32,793,983	33,461,994
	42,658,720	42,658,720	24,099,099	8,695,483	32,794,582	156,524,297
	(5,313,899)	(4,943,373)	(23,665,604)	(8,533,276)	(32,198,880)	(35,802,267)
	37,850,000	37,850,000	-	-	-	37,850,000
	15,500,000	16,811,267	-	-	-	16,811,267
	10,549,091	10,549,091	-	-	-	10,549,091
	(44,183,386)	(44,183,386)	<u> </u>		<u> </u>	(44,183,386)
_	19,715,705	21,026,972	-			21,026,972
	14,401,806	16,083,599	(23,665,604)	(8,533,276)	(32,198,880)	(14,775,295)
	18,165,351	27,150,945	32,111,046	12,327,902	44,438,948	84,356,108
\$	32,567,157 \$	43,234,544 \$	8,445,442 \$	3,794,626 \$	12,240,068 \$	69,580,813

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INTERNAL SERVICE FUNDS

The Internal Service Funds are used to account for goods or services provided by one department to other departments of the District on a cost reimbursement basis.

<u>Print Shop (Fund 752)</u> - This fund accounts for transactions related to print shop services provided to other departments of the District.

<u>Workers' Compensation Insurance Fund (Fund 753)</u> - This fund accounts for all financial activity associated with the District's self-insured workers' compensation plan.

<u>Health Insurance Fund (Fund 772)</u> - This fund accounts for all financial activity associated with the employee's health insurance plan, which is supported principally by employer and employee contributions and payments are made to a third-party vendor. Services are available to all full-time and part-time employees.

Exhibit 16

EXHIBIT H-3

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF NET POSITION INTERNAL SERVICE FUNDS JUNE 30, 2020

ASSETS		752 Print Shop	753 Workers' Compensation Insurance		772 Health Insurance		Se	Total Internal ervice Funds
Current Assets: Cash and Cash Equivalents Due from Other Funds Total Current Assets	\$	432,110 432,110	\$	8,073,386 37,532 8,110,918	\$	1,038	\$	8,074,424 469,642 8,544,066
Noncurrent Assets: Capital Assets: Furniture and Equipment Depreciation on Furniture and Equipment		225,131 (212,333)		- -		- -		225,131 (212,333)
Total Noncurrent Assets Total Assets	_	12,798 444,908	_	8,110,918	_	1,038		12,798 8,556,864
LIABILITIES Current Liabilities:								
Accounts Payable Accrued Wages Payable Due to Other Funds Accrued Expenses		472 1,107 - 17		1,919 - - 6,505,735		975,951 - 932,117 2,403,375		978,342 1,107 932,117 8,909,127
Total Liabilities NET POSITION Net Investment in Capital Assets		1,596		6,507,654		4,311,443		10,820,693
Unrestricted Net Position Total Net Position	\$	430,514 443,312	\$	1,603,264 1,603,264	\$	(4,310,405) (4,310,405)	\$	(2,276,627) (2,263,829)

Exhibit 16

EXHIBIT H-4

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND NET POSITION INTERNAL SERVICE FUNDS FOR THE YEAR PRINCED HAVE 20 2020

FOR THE YEAR ENDED JUNE 30, 2020

	752	753	772	
		Workers	s'	Total
	Print	Compensa	tion Health	Internal
	Shop	Insuranc	e Insurance	Service Funds
OPERATING REVENUES:				
Local and Intermediate Sources	\$ 639,7	<u>\$ 3,470,</u>	042 \$ 27,077,829	\$ 31,187,573
Total Operating Revenues	639,7	702 3,470,	042 27,077,829	31,187,573
OPERATING EXPENSES:				
Payroll Costs	567,7	2,276,	194 29,851,064	32,694,991
Professional and Contracted Services	110,6	523	- 2,923,023	3,033,646
Supplies and Materials	95,0	7,	808 11,216	114,098
Other Operating Costs	4	598 109,	653 13,257	123,508
Depreciation Expense	6,2	270	<u> </u>	6,270
Total Operating Expenses	780,2	2,393,	655 32,798,560	35,972,513
Operating Income (Loss)	(140,5	96) 1,076,	387 (5,720,731)	(4,784,940)
NONOPERATING REVENUES (EXPENSES):			_	
Earnings from Temporary Deposits & Investments		- 153,	951 25,273	179,224
Total Nonoperating Revenues (Expenses)		- 153,	951 25,273	179,224
Income (Loss) Before Transfers	(140,5	96) 1,230,	338 (5,695,458)	(4,605,716)
Transfer In		_	- 1,000,000	1,000,000
Transfers Out		- (1,000,	000) -	(1,000,000)
Change in Net Position	(140,5	96) 230,	(4,695,458)	(4,605,716)
Total Net Position - July 1 (Beginning)	583,9	08 1,372,	926 385,053	2,341,887
Total Net Position June 30 (Ending)	\$ 443,3	12 \$ 1,603,	264 \$ (4,310,405)	\$ (2,263,829)

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF CASH FLOWS INTERNAL SERVICE FUNDS FOR THE YEAR ENDED JUNE 30, 2020

		752 Print Shop		753 Workers' ompensation Insurance		772 Health Insurance	Se	Total Internal rvice Funds
Cash Flows from Operating Activities:								
Cash Received from User Charges Cash Received from Assessments - Other Funds Cash Payments to Employees for Services Cash Payments for Insurance Claims Cash Payments for Suppliers Cash Payments for Other Operating Expenses Net Cash Used For Operating	\$	56,085 717,525 (567,781) - (205,231) (598)	\$	3,470,042 (1,367,692) (1,901,671) (297,736) (109,653)	\$	27,077,829 (221,935) (26,250,011) (2,062,661) (13,257)	\$	56,085 31,265,396 (2,157,408) (28,151,682) (2,565,628) (123,508)
Activities		-		(206,710)		(1,470,035)		(1,676,745)
Cash Flows from Non-Capital Financing Activities:								
Operating Transfer (Out) Operating Transfer In		- -		(1,000,000)		1,000,000		(1,000,000) 1,000,000
Net Cash Provided by (Used for) Non-Capital Financing Activities		-		(1,000,000)		1,000,000		-
Cash Flows from Investing Activities:			_		_			
Interest and Dividends on Investments				153,951		25,273		179,224
Net Decrease in Cash and Cash Equivalents Cash and Cash Equivalents at Beginning of Year		-		(1,052,759) 9,126,145		(444,762) 445,800		(1,497,521) 9,571,945
Cash and Cash Equivalents at End of Year	\$	-	\$	8,073,386	\$	1,038	\$	8,074,424
Reconciliation of Operating Income (Loss) to Net Cash <u>Used for Operating Activities:</u> Operating Income (Loss):	\$	(140,596)	\$	1,076,387	\$	(5,720,731)	\$	(4,784,940)
Adjustments to Reconcile Operating Income to Net Cash Used for Operating Activities: Depreciation		6,270		-		-		6,270
Effect of Increases and Decreases in Current Assets and Liabilities:								
Decrease (increase) in Due from Other Funds Decrease (increase) in Receivables Increase (decrease) in Accounts Payable Increase (decrease) in Accrued Wages Payable Increase (decrease) in Due to Other Funds Increase (decrease) in Accrued Expenses		133,908 - 472 (48) - (6)		(37,532) 1,160 (152,212) (64) (100,184) (994,265)		917,534 - 929,787 2,403,375		96,376 1,160 765,794 (112) 829,603 1,409,104
Net Cash Used for Operating Activities	\$	(-)	•	<u>`</u> _	•		•	
Activities	5		\$	(206,710)	D	(1,470,035)	D	(1,676,745)

AGENCY FUND

Agency Fund (Fund 865) - the District accounts for resources held for others in a custodial capacity in an agency fund. The District's Agency fund is used to account for activities of student groups.

Exhibit 16

EXHIBIT H-6

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF CHANGES IN ASSETS AND LIABILITIES ALL AGENCY FUNDS

JUNE 30, 2020

		-							
	I	BALANCE					В	ALANCE	
		JULY 1					JUNE 30		
		2019	ΑD	ADDITIONS		DEDUCTIONS		2020	
STUDENT ACTIVITY AGENCY FUND									
Assets:									
Cash and Temporary Investments	\$	2,389,292	\$	500,503	\$	155,243	\$	2,734,552	
Other Receivables		59,116		175,050		190,276		43,890	
Total Assets	\$	2,448,408	\$	675,553	\$	345,519	\$	2,778,442	
Liabilities:									
Accounts Payable	\$	59,116	\$	257,398	\$	272,624	\$	43,890	
Due to Student Groups		2,389,292		500,503		155,243		2,734,552	
Total Liabilities	\$	2,448,408	\$	757,901	\$	427,867	\$	2,778,442	

PRIVATE PURPOSE TRUST FUNDS

Private Purpose Trust Funds - The District accounts for donations for which the donor has stipulated that both the principal and the income may be used for purposes that benefit parties outside the District. The District has two private purpose trust funds to account for scholarships and other restricted donations.

<u>Scholarship Trust Fund (Fund 810)</u> - accounts for all financial activity and donations related to scholarships to high school students, as stipulated by the donor.

<u>Aoy Elementary School Fager Trust Fund (Fund 829)</u> - accounts for all financial activity related to a restricted donation for various needs of the students at Aoy Elementary School.

Exhibit 16

EXHIBIT H-7

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF FIDUCIARY NET POSITION PRIVATE PURPOSE TRUST FUNDS JUNE 30, 2020

	810 Scholarship A			829		Total	
					Private		
			Ao	Aoy ES Fager		Purpose	
	Tr	Trust Fund			Trust Funds		
ASSETS							
Restricted Assets	\$	206,595	\$	215,110	\$	421,705	
Total Assets		206,595		215,110		421,705	
NET POSITION							
Restricted for Other Purposes		206,595		215,110		421,705	
Total Net Position	\$	206,595	\$	215,110	\$	421,705	

Exhibit 16

EXHIBIT H-8

EL PASO INDEPENDENT SCHOOL DISTRICT COMBINING STATEMENT OF CHANGES IN FIDUCIARY NET POSITION PRIVATE PURPOSE TRUST FUNDS FOR THE YEAR ENDED JUNE 30, 2020

	810	829	Total Private		
	Scholarship	Aoy ES Fager	Purpose Trust Funds		
	Trust Fund	Trust Fund			
ADDITIONS:					
Earnings from Temporary Deposits	\$ 2,873	\$ 3,496	\$ 6,369		
Contributions, Gifts and Donations	-	23,550	23,550		
Miscellaneous Additions	1,500	-	1,500		
Total Additions	4,373	27,046	31,419		
DEDUCTIONS:					
Supplies and Materials	-	57,501	57,501		
Other Deductions	8,558	-	8,558		
Total Deductions	8,558	57,501	66,059		
Change in Net Position	(4,185)	(30,455)	(34,640)		
Total Net Position - July 1 (Beginning)	210,780	245,565	456,345		
Total Net Position - June 30 (Ending)	\$ 206,595	\$ 215,110	\$ 421,705		

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TEXAS EDUCATION AGENCY REQUIRED SCHEDULES (UNAUDITED)

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF DELINQUENT TAXES RECEIVABLE FISCAL YEAR ENDED JUNE 30, 2020

	(1)	(2)	(3) Assessed/Appraised			
Last 10 Years	Tax F	Rates	Value for School Tax Purposes			
	Maintenance	Debt Service				
011 and prior years	Various	Various	\$ 14,540,539,823			
012	1.040000	0.195000	15,002,911,955			
013	1.040000	0.195000	15,392,960,892			
014	1.040000	0.195000	15,708,746,343			
015	1.040000	0.195000	15,783,486,372			
016	1.070000	0.165000	15,670,771,018			
017	1.070000	0.165000	15,839,247,975			
018	1.070000	0.240000	15,814,914,308			
019	1.170000	0.140000	16,303,119,360			
O20 (School year under audit)	1.068350	0.200000	16,780,751,661			
000 TOTALS						

(10) Beginning Balance	(20) Current Year's	(31) Maintenance	(32) Debt Service	(40) Entire Year's	(50) Ending Balance	
 7/1/2019	Total Levy	Collections	Collections	Adjustments		6/30/2020
\$ 3,657,620 \$	-	\$ 66,115	\$ 10,661	\$ (170,734)	\$	3,410,110
651,702	-	23,694	4,443	(52)		623,513
687,925	-	34,075	6,389	(52)		647,409
718,649	-	47,057	8,824	(52)		662,716
788,390	-	56,017	10,504	(21,225)		700,644
945,536	-	85,908	13,247	(27,299)		819,082
1,155,381	-	137,534	21,208	(34,327)		962,312
1,767,646	-	110,100	24,695	(322,217)		1,310,634
4,732,765	-	1,651,982	197,673	(956,496)		1,926,614
-	212,838,664	174,969,285	32,755,048	-		5,114,331
\$ 15,105,614 \$	212,838,664	\$ 177,181,767	\$ 33,052,692	\$ (1,532,454)	\$	16,177,365

Exhibit 16

EXHIBIT J-2

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL - CHILD NUTRITION PROGRAM FOR THE YEAR ENDED JUNE 30, 2020

Data Control		Budgeted	Amo	unts	-	Actual Amounts (GAAP BASIS)		Variance With Final Budget Positive or		
Codes		Original		Final			(Negative)			
REVENUES: 5700 Total Local and Intermediate Sources 5800 State Program Revenues 5900 Federal Program Revenues	\$	2,201,571 175,000 30,513,727	\$	2,201,571 175,000 30,708,283	\$	2,575,717 146,728 28,514,425	\$	374,146 (28,272) (2,193,858)		
5020 Total Revenues EXPENDITURES: Current:		32,890,298		33,084,854		31,236,870		(1,847,984)		
0035 Food Services 0051 Facilities Maintenance and Operations		30,692,512 1,515,514		30,867,582 1,503,008		28,586,943 1,439,607		2,280,639 63,401		
6030 Total Expenditures		32,208,026		32,370,590		30,026,550		2,344,040		
1200 Net Change in Fund Balances 0100 Fund Balance - July 1 (Beginning)		682,272 9,600,234		714,264 9,600,234		1,210,320 9,600,234		496,056		
3000 Fund Balance - June 30 (Ending)	\$	10,282,506	\$	10,314,498	\$	10,810,554	\$	496,056		

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE BUDGET AND ACTUAL - DEBT SERVICE FUND FOR THE YEAR ENDED JUNE 30, 2020

Data						ctual Amounts	Variance With		
Control		Budgeted	Am	ounts	(1	GAAP BASIS)		Final Budget Positive or	
Codes		Original	Final				(Negative)		
REVENUES: 5700 Total Local and Intermediate Sources	\$	32,178,580	\$	33,082,437	\$	34,065,743	\$	983,306	
5800 State Program Revenues		3,146,956	Ψ	2,243,099	Ψ	3,649,604		1,406,505	
5020 Total Revenues	_	35,325,536		35,325,536		37,715,347		2,389,811	
EXPENDITURES: Debt Service:									
0071 Principal on Long-Term Debt		13,136,571		10,736,571		10,728,593		7,978	
0072 Interest on Long-Term Debt		37,340,735		31,540,735		31,342,274		198,461	
0073 Bond Issuance Cost and Fees		300,000		730,868		587,853		143,015	
6030 Total Expenditures		50,777,306		43,008,174		42,658,720		349,454	
1100 Excess (Deficiency) of Revenues Over (Under)		(15,451,770)		(7,682,638)		(4,943,373)		2,739,265	
Expenditures OTHER FINANCING SOURCES (USES):									
7911 Capital Related Debt Issued		_		37,850,000		37,850,000		_	
7915 Transfers In		16,811,267		16,811,267		16,811,267		-	
7916 Premium or Discount on Issuance of Bonds		, , , <u>-</u>		6,716,024		10,549,091		3,833,067	
8949 Other (Uses)		(48,230)		(44,183,386)		(44,183,386)		-	
7080 Total Other Financing Sources (Uses)		16,763,037		17,193,905		21,026,972		3,833,067	
1200 Net Change in Fund Balances		1,311,267		9,511,267		16,083,599		6,572,332	
0100 Fund Balance - July 1 (Beginning)	_	27,150,945		27,150,945		27,150,945	_		
3000 Fund Balance - June 30 (Ending)	\$	28,462,212	\$	36,662,212	\$	43,234,544	\$	6,572,332	

EL PASO INDEPENDENT SCHOOL DISTRICT Index for Statistical Section (Unaudited)

This section presents detailed information as a context for understanding what the information in the financial statements, note disclosures, required supplementary information, and supplementary information says about the El Paso Independent School District's overall financial health.

Contents		Page
	ends Information - These schedules contain trend information intended to help derstand how the District's financial position has changed over time.	
S-1 S-2 S-3 S-4 S-5 S-6 S-7	Net Position by Component Expenses, Program Revenues, and Net (Expense) Revenue General Revenues and Total Change in Net Position Fund Balances, Governmental Funds Governmental Funds Revenues Governmental Funds Expenditures and Debt Service Ratio Other Financing Sources, Governmental Funds Uses and Net Change in Fund Balances	165 166 168 170 172 174
	pacity Information - These schedules contain information intended to help the s the District's most significant revenue source, tax collections.	
S-8 S-9 S-10 S-11	Assessed Value and Actual Value of Taxable Property Direct and Overlapping Property Tax Rates Principal Property Taxpayers Property Tax Levies and Collections	178 180 181 182
=	ty Information - These schedules contain information intended to assist users ling and assessing the District's current levels of outstanding debt and the ability ional debt.	
S-12 S-13 S-14	Outstanding Debt by Type Direct and Overlapping Governmental Activities Debt Legal Debt Margin Information	184 186 187
economic ind	c and Economic Information - These schedules provide demographic and icators intended to help the reader understand the socioeconomic environment he District's financial activities take place.	
S-15 S-16	Demographic and Economic Statistics Principal Employers	188 189
operations ar	formation - These schedules provide contextual information about the District's nd resources intended to assist readers in using financial statement information to nd assess the District's economic condition.	
S-17 S-18 S-19	Full-Time Equivalent District Employees by Type Operating Statistics Building Information	190 191 192

El Paso Independent School District Net Position by Component Last Ten Fiscal Years (Accrual Basis of Accounting) (Unaudited)

	Fiscal Year										
	2011		2012		2013		2014		2015		
Governmental activities											
Net Investment in Capital Assets	\$ 139,614,011	\$	156,530,278	\$	173,351,662	\$	188,730,456	\$	204,394,860		
Restricted	49,086,619		51,967,082		52,162,927		48,628,723		36,972,304		
Unrestricted	69,723,920		88,071,032		91,668,285		92,583,627		33,791,824		
									_		
Total Primary Government Net Position	\$ 258,424,550	\$	296,568,392	\$	317,182,874	\$	329,942,806	\$	275,158,988		

	Fiscal Year										
		2016		2017		2018		2019		2020	
Governmental activities											
Net Investment in Capital Assets	\$	214,574,394	\$	222,693,712	\$	226,698,179	\$	234,309,458	\$	226,302,538	
Restricted		37,543,118		37,613,626		40,592,232		28,941,600		44,853,880	
Unrestricted		36,514,119		19,205,300		(293,889,406)		(287,211,126)		(291,553,437)	
Total Primary Government Net Position	\$	288,631,631	\$	279,512,638	\$	(26,598,995)	\$	(23,960,068)	\$	(20,397,019)	

Source: EPISD Comprehensive Annual Financial Report - Exhibit A-1

El Paso Independent School District Expenses, Program Revenues, and Net (Expense) Revenue Last Ten Fiscal Years (Accrual Basis of Accounting) (Unaudited)

	Fiscal Year								
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>					
Expenses									
Governmental activities									
Instruction	\$ 322,370,486	\$ 330,135,948	\$ 318,017,026	\$ 339,970,098					
Instructional Resources and Media Services	9,527,177	9,464,951	9,726,528	10,190,539					
Curriculum and Staff Development	22,716,150	19,821,343	20,548,662	19,141,051					
Instructional Leadership	5,006,706	5,726,289	5,209,084	4,666,022					
School Leadership	32,648,554	33,283,820	35,173,635	37,604,011					
Guidance, Counseling and Evaluation Services	22,069,810	21,309,082	22,165,686	22,547,573					
Social Work Services	3,891,285	3,989,428	4,126,615	4,400,642					
Health Services	6,549,469	6,704,553	7,050,410	7,119,296					
Student (Pupil) Transportation	11,611,281	12,035,619	12,524,366	12,914,355					
Food Services	23,204,683	26,355,409	28,070,408	29,934,960					
Extracurricular Activities	10,952,551	10,882,272	11,000,983	11,354,886					
General Administration	8,902,078	9,403,194	11,045,069	10,518,734					
Facilities Maintenance and Operations	43,333,438	51,818,255	51,212,315	51,250,395					
Security and Monitoring Services	4,891,223	5,149,973	5,214,481	5,351,433					
Data Processing Services	3,433,118	3,953,098	4,813,781	5,026,288					
Community Services	1,391,820	1,312,251	1,308,670	1,406,980					
Debt Service - Interest on Long Term Debt	19,146,296	20,592,143	19,490,064	16,111,164					
Debt Service - Bond Issuance Cost and Fees	633,790	1,951,108	1,409,031	240,952					
Capital Outlay	231,494	270,643	278,432	724,549					
Payments related to Shared Services Arrangements	207,647	150,585	108,226	-					
Other Intergovernmental Charges	2,245,504	2,446,855	2,289,030	2,409,511					
Total Primary Government Expenses	554,964,560	576,756,819	570,782,502	592,883,439					
Program Revenues									
Charges for services									
Instruction	910,971	1,617,524	869,756	1,258,640					
Instructional Resources and Media Services	310,371	32,991	10,180	21,926					
Curriculum and Staff Development	-	164,956	10,180	10,963					
Instructional Leadership	-	104,930	10,180	10,963					
School Leadership	-	21,994	40,718	87,703					
Guidance, Counseling and Evaluation Services	-	10,997	40,710	21,926					
Social Work Services	-	10,997	-						
Health Services	-	-	10 100	10,963					
	242 402	- 205 747	10,180	10,963 316,388					
Student (Pupil) Transportation	343,103	325,717	193,479						
Food Services	4,622,144	5,077,101	4,892,654	4,647,237					
Extracurricular Activities	1,146,240	1,418,537	1,451,636	1,410,550					
General Administration	-	43,988	478,436	32,889					
Facilities Maintenance and Operations	568,178	132,900	203,754	352,001					
Security and Monitoring Services	-	-	10,180	10,963					
Data Processing Services	-	-	10,180	10,963					
Community Services	-	65,982	-	10,963					
Facilities, Planning & Innovative Construction	-	-	-	21,926					
Operating Grants and Contributions	161,908,511	159,656,298	131,114,059	134,962,443					
Capital Grants and Contributions	100 100 1:=	-	1,739,678	5,444,818					
Total Primary Government Program Revenues	169,499,147	168,568,985	141,045,250	148,655,188					
Total Primary Government Net Expense	\$ (385,465,413)	\$ (408,187,834)	\$ (429,737,252)	\$ (444,228,251)					
		<u> </u>							

Source: EPISD Comprehensive Annual Financial Report - Exhibit B-1

El Paso Independent School District Expenses, Program Revenues, and Net (Expense) Revenue Last Ten Fiscal Years (Accrual Basis of Accounting) (Unaudited)

Fiera	l Vaar

	Fiscal Year													
	<u>2015</u>	<u>2016</u>	<u>2017</u>		<u>2018</u>			2020						
\$ 3	342,470,623	\$ 367,253,806	\$ 348,289,505	\$	232,862,822	\$	363,825,518	\$	388,245,164					
	11,273,339	11,508,272	11,246,599		7,440,947		9,407,670		9,319,675					
	18,654,734	27,621,093	28,644,232		20,907,785		27,111,134		29,732,085					
	4,396,206	5,806,579	5,902,023		4,434,210		6,368,683		7,277,689					
	38,471,312	41,552,398	41,235,138		27,939,400		42,144,047		44,807,286					
	22,380,233	25,763,211	27,467,581		15,598,378		28,419,123		29,929,444					
	4,182,973	4,560,677	4,375,007		3,877,159		5,042,085		5,380,943					
	7,076,101	7,519,152	7,288,278		4,731,374		7,511,503		8,088,656					
	13,086,695	14,378,675	14,316,954		10,938,844		13,310,497		13,735,500					
	34,571,954	36,538,545	33,665,104		23,304,636		31,481,341		31,384,843					
	11,989,018	12,323,388	12,999,491		10,986,825		14,906,284		14,230,020					
	10,801,379	11,305,588	12,693,037		10,045,859		15,408,109		16,551,220					
	49,610,698	54,547,930	55,262,112		48,616,708		55,576,990		56,652,493					
	5,720,221	6,459,008	6,729,765		5,109,619		7,545,864		7,656,982					
	5,250,456	6,041,075	5,225,911		3,886,949		7,697,596		9,208,439					
	1,462,588	1,520,291	1,585,832		1,089,462		1,589,284		1,713,658					
	15,832,910	13,785,646	13,386,878		23,247,110		22,910,046		30,395,327					
	1,872,908	181,484	1,659,010		902,883		2,738,166		2,515,677					
	462,639	593,045	573,493		582,352		1,167,761		369,850					
	-	-	-		-		-		-					
	2,348,227	2,416,260	2,589,237		2,558,238		2,540,161		2,388,693					
6	01,915,214	651,676,123	635,135,187		459,061,560		666,701,862		709,583,644					
	838,748	967,089	1,020,502		812,724		772,152		627,777					
	-	-	-		-		-		-					
	89,726	33,087	-		-		-		-					
	22,432	6,617	-		-		-		-					
	33,647	13,235	-		-		-		-					
	56,079	-	-		-		-		-					
	-	-	-		-		-		-					
	-	-	-		-		-		-					
	149,746	67,892	82,352		97,483		73,257		40,169					
	3,437,243	3,261,490	3,238,839		3,079,961		3,136,086		2,419,077					
	1,374,738	1,290,519	1,301,710		1,161,317		1,259,309		1,039,129					
	549,572	152,199	680,096		372,747		788,598		470,971					
	91,498	122,606	121,831		112,089		91,881		85,386					
	-	6,617	-		-		-		-					
	-	6,617	-		-		-		-					
	-	-	-		-		-		-					
	<u>-</u>	6,617	_		-		12,132		_					
1	148,411,413	168,836,505	138,054,929		20,999,403		152,032,213		169,440,796					
	1,813,028	-	-		-		-		-					
1	156,867,870	174,771,090	144,500,259	_	26,635,724	_	158,165,628		174,123,305					
\$ (4	145,047,344)	\$ (476,905,033)	\$ (490,634,928)	\$	(432,425,836)	\$	(508,536,234)	\$	(535,460,339)					

El Paso Independent School District General Revenues and Total Changes in Net Position Last Ten Fiscal Years (Accrual Basis of Accounting) (Unaudited)

	Fiscal Year								
		<u>2011</u>		<u>2012</u>	<u>2012</u>			<u>2014</u>	
Net (Expense)/Revenue									
Total primary government net expense	\$	(385,465,413)	\$	(408,187,834)	\$	(429,737,252)	\$	(444,228,251)	
General Revenues and Other Changes in Net Position Governmental activities: Taxes									
Property Taxes, Levied for General Purposes		149,785,778		155,593,855		159,567,947		160,651,112	
Property Taxes, Levied for Debt Service		28,089,688		29,335,978		29,890,918		30,598,437	
State Aid - Formula Grants		253,412,470		257,099,598		257,579,380		266,907,606	
Investment Earnings		662,766		609,671		601,895		482,745	
Miscellaneous Local and Intermediate Revenue		1,506,159		1,768,203		1,746,104		1,760,303	
Special Item - Gain on Sale of Capital Assets		_		-		-		-	
Special Item - Loss on Sale of Capital Assets		_		-		-		-	
Special Item - Insurance Proceeds and Sale of Property		2,858,576		1,924,371		965,490		-	
Special Item - Tax Refunds		-		-		-		-	
Total Primary Government		436,315,437		446,331,676	_	450,351,734		460,400,203	
Change in Net Position									
Total Primary Government	\$	50,850,024	\$	38,143,842	\$	20,614,482	\$	16,171,952	

Source: EPISD Comprehensive Annual Financial Report - Exhibit B-1

Exhibit 16 Exhibit S-3

539,023,388

3,563,049

El Paso Independent School District General Revenues and Total Changes in Net Position Last Ten Fiscal Years (Accrual Basis of Accounting) (Unaudited)

Fiscal Year												
<u>2015</u>	<u>2016</u>			<u>2017</u>		<u>2018</u>	<u>2019</u>			2020		
\$ (445,047,344)	\$	(476,905,033)	\$	(490,634,937)	\$	(432,425,836)	\$	(508,536,234)	\$	(535,460,339)		
161,542,945 30,733,241 270,032,641 462,759 1,581,098 (476,580)		166,057,072 25,552,979 296,320,100 914,170 1,643,615 (110,260)		166,608,995 26,151,675 284,558,292 2,691,629 1,426,968 78,385		165,234,610 37,843,244 282,665,023 6,117,955 1,377,256 461,350		188,483,717 22,703,958 285,532,642 11,039,498 1,632,754 1,782,592		177,616,119 33,496,929 316,739,977 10,170,641 1,552,514 - (552,792)		
- -		- -		- -		- (1,082,970)		-		- -		

492,616,468

60,190,632

511,175,161

2,638,927 \$

481,515,944

(9,118,993) \$

463,876,104

18,828,760

490,377,676

13,472,643 \$

El Paso Independent School District Fund Balances, Governmental Funds Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

	Fiscal Year									
		<u>2011</u>		<u>2012</u>		<u>2013</u>		<u>2014</u>		
General Fund										
Nonspendable	\$	1,292,834	\$	2,004,324	\$	1,506,209	\$	1,493,992		
Restricted		9,964,710		2,686,618		2,621,294		2,040,637		
Assigned		3,325,061		12,061,937		12,087,463		45,276,752		
Unassigned		72,997,314		81,498,168		85,216,104		52,891,143		
Total General Fund	\$	87,579,919	\$	98,251,047	\$	101,431,070	\$	101,702,524		
All Other Governmental Funds Restricted		166,273,021		160,226,033		151,787,441		131,213,977		
Total All Other Governmental Funds	\$	166,273,021	\$	160,226,033	\$	151,787,441	\$	131,213,977		
Total Governmental Funds	\$	253,852,940	\$	258,477,080	\$	253,218,511	\$	232,916,501		

Note: The District adopted the provisions of GASB 54 in 2011. Therefore, the fund balances beginning in 2011 conform with GASB 54.

Source: EPISD Comprehensive Annual Financial Report - Exhibit C-1

El Paso Independent School District Fund Balances, Governmental Funds Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

Fiscal Yea	r
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1 13001 1001												
<u>2015</u>	<u>2016</u>			<u>2017</u>		<u>2018</u>		<u>2019</u>		<u>2020</u>		
\$ 1,475,114 3,416,819 8,079,917 94,564,880	\$	2,193,466 4,972,470 9,106,374 105,565,531	\$	1,775,606 3,934,393 9,295,747 100,512,255	\$	1,903,861 22,677,168 12,031,508 83,378,812	\$	1,810,791 22,108,554 14,662,966 104,979,723	\$	2,003,184 30,409,384 26,796,519 103,904,121		
\$ 107,536,730	\$	121,837,841	\$	115,518,001	\$	119,991,349	\$	143,562,034	\$	163,113,208		
111,640,510		99,898,064		294,834,387		255,442,489		428,195,059		452,703,776		
\$ 111,640,510	\$	99,898,064	\$	294,834,387	\$	255,442,489	\$	428,195,059	\$	452,703,776		
\$ 219,177,240	\$	221,735,905	\$	410,352,388	\$	375,433,838	\$	571,757,093	\$	615,816,984		

El Paso Independent School District Governmental Funds Revenues Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

	Fiscal Year						
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>			
Federal Revenues	\$ 112,375,242	\$ 110,362,951	\$ 96,063,689	\$ 102,769,714			
State Revenues	\$ 301,538,773	\$ 305,161,416	\$ 293,511,157	\$ 303,709,371			
Local Revenues:							
Property Taxes	\$ 177,381,179	\$ 185,916,432	\$ 190,837,484	\$ 195,194,480			
Investment Income	667,278	620,385	617,078	487,493			
Extracurricular/Cocurricular Activities	645,486	805,728	956,181	869,750			
Athletics	500,754	557,824	485,275	507,911			
Tuition and Fees	493,477	924,709	584,730	666,642			
Insurance Recovery	2,858,576	1,924,371	798,926	-			
Refunds and Credits	- -	-	-	426,985			
Surplus Sales	-	-	_	-			
Rent	115,893	132,900	132,499	231,409			
Purchasing Rebates	-	-	-	-			
Vehicle Inventory Tax	-	-	-	-			
Services to Other Districts	-	-	-	-			
Transportation Revenue	343,103	314,720	173,120	283,499			
Legal settlements/restitution	-	-	-	-			
Food Service Activity	4,683,414	5,127,111	4,897,502	4,645,907			
Shared Services Arrangements	481,512	612,167	534,329	634,057			
Army Youth Grant	-	-	265,056	188,562			
CREED Grant	-	-	-	-			
Digital Promise Grant	-	-	-	-			
Local Teacher Stipend Region XIX							
Other Local Revenue	939,182	1,319,374	1,005,906	624,238			
Paso del Norte Health Foundation	791,205	338,969	-	-			
Teens Against Tobacco Use	-	-	-	-			
Power Up Sales	-	-	-	-			
Arrest Fees	-	-	-	-			
Dollar General Adult Literacy Grant							
Total Local Revenues	189,901,059	198,594,690	201,288,086	204,760,933			
Total Governmental Fund Revenues	\$ 603,815,074	\$ 614,119,057	\$ 590,862,932	\$ 611,240,018			

Source: EPISD Comprehensive Annual Financial Report - Exhibit C-3 & Notes to the Financial Statements - Revenues from Local and Intermediate Sources.

El Paso Independent School District Governmental Funds Revenues Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

Fiscal	Year

 i isoai i cai										
<u>2015</u>		<u>2016</u>		<u>2017</u>		<u>2018</u>		<u>2019</u>		<u>2020</u>
\$ 109,093,030	\$	113,925,693	\$	95,734,334	\$	89,663,491	\$	87,897,131	\$	105,498,445
\$ 309,434,712	\$	337,778,392	\$	321,294,091	\$	318,439,273	\$	330,022,793	\$	356,091,575
\$ 194,253,019	\$	192,558,854	\$	194,652,001	\$	204,685,528	\$	212,858,581.00	\$	211,857,048.00
466,468		925,921		2,711,541		6,183,575		11,204,087		10,298,493
862,725		848,591		794,659		799,803		906,334		679,352
489,581		435,311		507,051		429,238		417,781		359,977
592,002		418,519		490,432		318,323		338,316		244,849
-		-		-		-		-		126,221
197,245		87,034		273,874		41,768		52,715		88,847
-		118,982		134,158		200,500		79,231		85,654
91,498		115,989		121,830		112,089		91,881		85,386
-		-		157,877		120,985		188,072		82,093
-		179,108		77,271		128,543		83,842		59,493
_		178,000		151,000		82,000		82,000		50,000
138,531		61,275		82,352		97,483		73,257		40,169
-		-		-		-		242,360		28,657
3,440,150		3,264,489		3,260,640		3,004,306		3,010,618		2,410,757
566,069		445,879		426,506		488,461		465,066		264,137
166,441		152,617		161,651		172,078		142,691		90,182
-		-		-		-		-		85,640
_		-		_		126,697		51,472		47,205
						-,		23,973		20,795
968,799		295,580		448,213		470,359		651,432		371,735
-		-		-		-		, -		-
-		-		132,650		-		_		-
-		83,217		87,216		-		_		-
_		-		-		66,088		_		_
						•		10,017		_
202,232,528	_	200,169,366		204,670,922	_	217,527,824		230,973,726		227,376,690
\$ 620,760,270	\$	651,873,451	\$	621,699,347	\$	625,630,588	\$	648,893,650	\$	688,966,710

El Paso Independent School District Governmental Funds Expenditures and Debt Service Ratio Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

	Fiscal Year							
		<u>2011</u>		<u>2012</u>		<u>2013</u>		<u>2014</u>
Expenditures								
Instruction & Instructional-Related Services	\$	344,108,736	\$	351,937,029	\$	337,339,593	\$	355,204,593
Instructional & School Leadership		36,140,406		37,566,973		38,703,718		40,403,070
Support Services - Student		76,596,294		82,156,745		86,594,578		88,544,338
Administrative Support Services		8,762,857		9,160,625		10,827,015		10,052,278
Support Services - Non-Student		51,271,365		60,837,972		60,861,490		61,072,541
Ancillary Services		1,381,332		1,306,663		1,305,738		1,393,226
Debt Service - Principal on Long Term Debt		6,919,642		23,018,047		21,901,912		20,449,806
Debt Service - Interest on Long Term Debt		15,876,723		22,770,674		25,309,858		23,830,056
Facilities Acquisition and Construction		15,220,879		20,530,072		14,857,234		28,122,514
Tax Appraisal Charges		2,453,151		2,597,440		2,397,256		2,409,511
Total Expenditures	\$	558,731,385	\$	611,882,240	\$	600,098,392	\$	631,481,933
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Capital Expenditures ^a		18,058,124		28,624,623		22,071,369		32,225,424
Debt Service as a Percentage of								
Noncapital Expenditures ^b		4.22%		7.85%		8.17%		7.39%

Notes:

Source: EPISD Comprehensive Annual Financial Report - Exhibit C-3 & Notes to the Financial Statements - Capital Asset Activity

^aCaptial Expenditures is the sum Total Depreciable & Non-Depreciable Assets - "Additions Column" from Notes to the Financial Statements - Capital Asset Activity.

^bTo calculate the ratio, divide total debt service expenditures (principal and interest) by total noncapital expenditures (the difference between total expenditures and capitalized capital outlay expenditures).

Exhibit 16 Exhibit S-6

El Paso Independent School District Governmental Funds Expenditures and Debt Service Ratio Last Ten Fiscal Years (Modified Accrual Basis of Accounting) (Unaudited)

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	FISCAL TEAT											
<u>2015</u>		<u>2016</u>			<u>2017</u>		<u>2018</u>		<u>2019</u>		2020	
\$	359,566,953 41,118,673 98,339,042 9,872,121 60,581,113 1,481,398 25,619,992 17,776,016 14,509,520 2,348,227	\$	378,773,258 43,562,134 95,945,921 10,558,626 65,551,410 1,452,006 17,928,549 16,086,313 13,319,682 2,416,260	\$	365,077,948 43,809,911 97,400,331 12,058,499 67,878,509 1,511,179 16,607,552 16,071,302 10,078,638 2,589,237	\$	370,724,075 44,187,373 96,344,669 12,554,541 69,757,514 1,533,838 17,567,932 24,688,538 42,983,219 2,558,238	\$	364,058,010 43,785,191 94,184,459 14,190,644 69,825,796 1,413,859 18,673,931 25,467,459 101,367,841 2,540,161	\$	382,309,249 46,079,876 94,331,265 15,038,228 68,721,010 1,503,156 11,327,955 35,409,759 235,702,930 2,388,693	
\$	631,213,055	\$	645,594,159	\$	633,083,106	\$	682,899,937	\$	735,507,351	\$	892,812,121	
	23,317,072		16,020,071		17,831,276		52,685,722		108,091,534		238,717,627	
	7.14%		5.40%		5.31%		6.71%		7.04%		7.15%	

© Paso Independent School District Exhibit 16 Exhibit S-7 Other Financing Sources, Governmental Funds Uses and Net Change in Fund Balances Last Ten Fiscal Vector

(Modified Accrual Basis of Accounting) (Unaudited)

	Fiscal Year							
	<u>2011</u>			<u>2012</u>	<u>2013</u>			<u>2014</u>
Excess of Revenues Over (Under) Expenditures	\$	45,083,689	\$	2,236,817	\$	(9,235,460)	\$	(20,241,915)
Other Financing Sources (Uses)								
General Long-term Debt Issued		39,367,900		-		65,645,000		4,390,000
Sale of Real or Personal Property		-		-		166,564		_
Capital Leases		-		2,387,323		3,039,818		_
Non-Current Loans		1,958,247		-		-		_
Transfers In		684,059		736,514		1,299,171		11,008,452
Premium or Discount on Issuance of Bonds		4,825,646		-		10,943,116		_
Transfers Out		(684,059)		(736,514)		(1,299,171)		(11,068,547)
Payment to Bond Refunding Escrow Agent		-		-		-		-
Other (Uses)		(39,395,000)		-		(75,817,608)		(4,390,000)
Total Other Financing Sources (Uses)		6,756,793		2,387,323		3,976,890		(60,095)
Net Change in Fund Balances	\$	51,840,482	\$	4,624,140	\$	(5,258,570)	\$	(20,302,010)

Source: EPISD Comprehensive Annual Financial Report - Exhibit C-3

El Paso Independent School District Exhibit 16 Exhibit S-7
Other Financing Sources, Governmental Funds Uses and Net Change in Fund Balances Last Ten Fiscal Years

(Modified Accrual Basis of Accounting) (Unaudited)

Fiscal Year

<u>2015</u>	2015 2016 2		<u>2017</u>	<u>2018</u>			<u>2019</u>	<u>2020</u>		
\$ (10,452,	785)	\$	6,279,302	\$	(11,383,759)	\$	(57,269,349)	\$	(86,613,701)	\$ (203,845,411)
183,295,	000		- -		181,835,000		37,715,000 1,003,844		257,760,000 3,716,282	252,315,000 5,890,191
	-		-		-		-		10,847,034	-
684,	- 059		684,059		2,184,301		2,100,457		2,361,267	- 16,811,267
33,808,	270		-		19,592,616		1,824,673		10,974,630	34,196,258
(684,	059)		(684,059)		(2,184,301)		(2,100,457)		(2,361,267)	(16,811,267)
	-		-		-		(17,831,729)		-	-
(220,389,	746)		(3,720,637)		(1,427,374)		(360,990)		(360,990)	(44,496,147)
(3,286,	476)		(3,720,637)		200,000,242		22,350,798		282,936,956	 247,905,302
\$ (13,739,	261)	\$	2,558,665	\$	188,616,483	\$	(34,918,551)	\$	196,323,255	\$ 44,059,891

El Paso Independent School District Assessed Value and Actual Value of Taxable Property Last Ten Fiscal Years (Unaudited)

_	Assessed	d Value	Less:	Total Taxable	Total Direct
Tax Fiscal	Real	Personal	Tax-Exempt	Assessed ^a	Tax
Year Year	Property	Property	Property	Value	Rate ^b
2010 2011	16,832,793,587	2,054,549,641	3,314,855,501	15,572,487,727	1.2350
2011 2012	17,122,126,574	2,131,356,767	3,426,217,004	15,827,266,337	1.2350
2012 2013	18,018,925,948	2,243,014,008	3,669,036,165	16,592,903,791	1.2350
2013 2014	17,930,117,757	2,291,380,456	3,809,548,896	16,411,949,317	1.2350
2014 2015	17,960,450,295	2,347,203,306	3,915,797,057	16,391,856,544	1.2350
2015 2016	18,355,869,174	2,511,910,285	4,626,513,678	16,241,265,781	1.2350
2016 2017	18,716,432,036	2,456,734,712	4,780,575,845	16,392,590,903	1.2350
2017 2018	19,256,491,018	2,506,382,762	5,307,070,200	16,455,803,580	1.3100
2018 2019	19,983,550,324	2,583,824,629	5,571,729,212	16,995,645,741	1.3100
2019 2020	20,567,311,188	2,647,923,545	5,769,422,931	17,445,811,802	1.2684

Notes: ^aAssessed value less exemptions

^bPer \$100 of assessed valuation

Source: El Paso Central Appraisal District Certified Values

El Paso Independent School District Assessed Value and Actual Value of Taxable Property Last Ten Fiscal Years (Unaudited)

Estimated Actual Taxable Value	Taxable Assessed Value as a Percentage of Actual Taxable Value				
18,887,343,228	82.45%				
19,253,483,341	82.20%				
20,261,939,956	81.89%				
20,221,498,213	81.16%				
20,307,653,601	80.72%				
20,867,779,459	77.83%				
21,173,166,748	77.42%				
21,762,873,780	75.61%				
22,567,374,953	75.31%				
23,215,234,733	75.15%				

El Paso Independent School District Direct and Overlapping Property Tax Rates Last Ten Fiscal Years (Rate Per \$100 of Assessed Value) (Unaudited)

	_	Distri	ict Direct Ra	tes		Overlapping Rates ^a					
Tax Year	Fiscal Year	General Fund	Debt Service	Total	City of El Paso	County of El Paso	El Paso Community College	UMC Hospital			
								·——			
2010	2011	1.04000	0.1950	1.23500	0.653700	0.363403	0.107329	0.182124			
2011	2012	1.04000	0.1950	1.23500	0.658404	0.361196	0.115442	0.192363			
2012	2013	1.04000	0.1950	1.23500	0.658404	0.408870	0.114086	0.192363			
2013	2014	1.04000	0.1950	1.23500	0.678378	0.433125	0.124359	0.214393			
2014	2015	1.04000	0.1950	1.23500	0.699784	0.452694	0.128122	0.220682			
2015	2016	1.07000	0.1650	1.23500	0.729725	0.452694	0.133811	0.220682			
2016	2017	1.07000	0.1650	1.23500	0.759656	0.452694	0.134909	0.234456			
2017	2018	1.07000	0.2400	1.31000	0.803433	0.452694	0.141638	0.251943			
2018	2019	1.17000	0.1400	1.31000	0.843332	0.447819	0.140273	0.251943			
2019	2020	1.06835	0.2000	1.26835	0.907301	0.488997	0.141167	0.267747			

Note: alncludes levies for operating and debt service costs

Source: City of El Paso Consolidated Tax Office

	Fiscal Year Ending 2020			Fiscal Year Ending 2011			2011	
<u>Taxpayer</u>	A	Taxable ssessed Value	Rank	Percentage of Taxable Value	Δ	Taxable	<u>Rank</u>	Percentage of Taxable Value
Western Refining Co. LP El Paso Electric Co. Simon Property Group Sierra Providence Physical Rehab Hospital Wal-Mart Stores Inc. Hawkins & I-10 Acquisition Co. LP Texas Gas Service Spectrum Gulf Coast LLC Union Pacific Railroad United Parcel Service Inc. Tenet Hospitals LTD Southwestern Bell Telephone Co. Cardinal Health 200 Inc. Medical Freeport -McMoran Copper Refinery El Du Pont De Nemours & Co. River Oaks Properties LTD	\$	500,816,217 205,279,299 127,863,268 110,057,310 105,205,600 99,978,869 79,437,830 60,306,260 59,982,604 48,522,226	2 3 4 5 6 7 8	2.87% 1.18% 0.73% 0.63% 0.60% 0.57% 0.46% 0.35% 0.34% 0.28%	\$	365,473,266 140,795,249 182,874,385 36,937,350 128,546,712 56,766,221 53,869,442 52,215,680 49,076,200 47,487,394	3 2 1 1 1 1 1 1 1 1 1	2.35% 0.90% 1.17% 0.24% 0.83% 0.36% 0.35% 0.34% 0.32% 0.30%
Subtotal	\$	1,397,449,483	LI	8.02%	\$	1,114,041,899	L	7.16%
All other taxpayers		16,048,362,319		91.98%		14,458,445,828		92.84%
Total Taxable	\$	17,445,811,802	: =	100.00%	\$	15,572,487,727	:	100.00%

Source: El Paso Central Appraisal District

					Collected in First Period		
Tax	Fiscal					Collected	Percentage of Original
Year	Year	Original Levy	Adjustments	Adjusted Levy ^a		Amount ^b	Levy
2010	2011	\$ 180,788,049	\$ (1,212,382)	\$ 179,575,667	\$	174,348,962	96.44%
2011	2012	\$ 185,960,327	\$ (674,364)	\$ 185,285,963	\$	180,107,986	96.85%
2012	2013	\$ 196,207,547	\$ (6,104,480)	\$ 190,103,067	\$	185,013,415	94.29%
2013	2014	\$ 194,977,459	\$ (974,442)	\$ 194,003,017	\$	189,389,835	97.13%
2014	2015	\$ 196,149,777	\$ (1,223,720)	\$ 194,926,057	\$	190,608,330	97.17%
2015	2016	\$ 194,791,582	\$ (1,257,559)	\$ 193,534,022	\$	189,149,737	97.10%
2016	2017	\$ 197,493,543	\$ (1,878,831)	\$ 195,614,712	\$	191,272,870	96.85%
2017	2018	\$ 208,794,854	\$ (1,619,477)	\$ 207,175,377	\$	202,764,161	97.11%
2018	2019	\$ 215,270,550	\$ (1,699,686)	\$ 213,570,864	\$	208,838,098	97.01%
2019	2020	\$ 214,336,577	\$ (1,497,913)	\$ 212,838,664	\$	207,724,333	96.92%

Note: This schedule includes operating and debt service tax revenues.

Source: aCity of El Paso Consolidated Tax Office

^bEPISD Comprehensive Annual Financial Report - Exhibit J-1 ^cTax Collections include the annual 60 day accrual of prior year

collections

El Paso Independent School District Property Tax Levies and Collections Last Ten Fiscal Years (Unaudited)

		Total Collections					
Collected in Subsequent				Percentage of Adjusted			
	Periods		Amount ^c	Levy			
\$	4,864,335	\$	179,213,297	99.80%			
\$	4,635,126	\$	184,743,112	99.71%			
\$	3,592,954	\$	188,606,369	99.21%			
\$	2,536,142	\$	191,925,977	98.93%			
\$	2,582,032	\$	193,190,362	99.11%			
\$	1,963,923	\$	191,113,660	98.75%			
\$	434,376	\$	191,707,246	98.00%			
\$	2,401,290	\$	205,165,451	99.03%			
\$	2,510,126	\$	211,348,224	98.96%			
\$	-	\$	207,724,333	97.60%			

Governmental Activities

Unlimited Tax Bonds ^a	Loans Payable & Other Long- Term Debt ^b	Capital Leases	M&O: MTNs QSC MTNs, Lease Revenue Bonds	Total Primary Government
404.040.770	5.050.040	2 002 000	04.045.000	504.000.007
- ,, -	- / / -	, ,	,,	524,998,327
470,310,292	4,855,340	4,596,693	21,195,000	500,957,325
444,377,042	4,238,706	6,200,193	20,445,000	475,260,941
427,301,519	3,603,364	4,744,161	19,665,000	455,314,044
421,811,436	-	3,472,510	18,855,000	444,138,946
402,476,988	-	1,428,932	15,275,000	419,180,920
584,285,888	-	1,079,407	15,275,000	600,640,295
562,855,940	721,980	724,793	36,386,960	600,689,673
727,334,401	1,639,384	11,212,050	52,290,000	792,475,835
907,225,357	1,303,218	10,832,688	69,460,000	988,821,263
	Hondsa 494,046,776 470,310,292 444,377,042 427,301,519 421,811,436 402,476,988 584,285,888 562,855,940 727,334,401	Unlimited Tax Bonds ^a & Other Long-Term Debt ^b 494,046,776 5,352,942 470,310,292 4,855,340 444,377,042 4,238,706 427,301,519 3,603,364 421,811,436 - 402,476,988 - 584,285,888 - 562,855,940 721,980 727,334,401 1,639,384	Unlimited Tax Bonds ^a & Other Long-Term Debt ^b Capital Leases 494,046,776 5,352,942 3,683,609 470,310,292 4,855,340 4,596,693 444,377,042 4,238,706 6,200,193 427,301,519 3,603,364 4,744,161 421,811,436 - 3,472,510 402,476,988 - 1,428,932 584,285,888 - 1,079,407 562,855,940 721,980 724,793 727,334,401 1,639,384 11,212,050	Unlimited Tax Bonds ^a Loans Payable & Other Long-Term Debt ^b Capital Leases QSC MTNs, Lease Revenue Bonds 494,046,776 5,352,942 3,683,609 21,915,000 470,310,292 4,855,340 4,596,693 21,195,000 444,377,042 4,238,706 6,200,193 20,445,000 427,301,519 3,603,364 4,744,161 19,665,000 421,811,436 - 3,472,510 18,855,000 402,476,988 - 1,428,932 15,275,000 584,285,888 - 1,079,407 15,275,000 562,855,940 721,980 724,793 36,386,960 727,334,401 1,639,384 11,212,050 52,290,000

Notes:

Source:

EPISD Comprehensive Annual Financial Report - Note J - Long Term Liabilities

EPISD Comprehensive Annual Financial Report - Exhibit S-8 for Assessed Property Values

EPISD Comprehensive Annual Financial Report - Exhibit S-15 for Per Capita Income Information

EPISD Comprehensive Annual Financial Report - Exhibit H-2 Combining Statement of Revenues,

Expenditures and changes in Fund Balances - Nonmajor Governmental Funds

^aUnlimited Tax Bonds equals GO Bonds Payable plus CABs Accretion

^bOther payables - Asset Retirement Obligation

^cResources Restricted for Debt Service used in the calculation for Net Bonded Debt Outstanding comes Exhibit H-2.

Resources Restricted for Debt Service ^c	Net Bonded Debt Outstanding	Gross Bonded Debt as % of Personal Income	Gross Bonded Per Capita	Net Debt as % of Assessed Value	Net Debt Per Capita
27 627 540	407 260 770	2.05%	4.504	3.13%	1 101
37,637,549	487,360,778	2.05%	1,504		1,484
36,769,210	464,188,115	1.87%	1,442	2.93%	1,423
35,782,627	439,478,314	1.80%	1,359	2.65%	1,344
34,410,395	420,903,649	1.65%	1,360	2.56%	1,340
31,253,632	412,885,314	1.55%	1,360	2.52%	1,331
33,337,848	385,843,072	1.47%	1,315	2.38%	1,260
34,531,174	566,109,121	2.13%	1,948	3.45%	1,887
37,513,208	563,176,465	2.03%	1,918	3.42%	1,919
27,150,945	765,324,890	2.49%	2,420	4.50%	2,546
43,234,544	945,586,719	3.01%	2,869	5.42%	2,990

El Paso Independent School District Direct and Overlapping Governmental Activities Debt As of June 30, 2019 (Unaudited)

Governmental Unit	Total Tax Supported Debt as of 06/30/20	Estimated Percentage Applicable	Estimated Share of Direct and Overlapping Debt		
El Paso County El Paso County Hospital District City of El Paso	\$ 151,982,484 333,985,000 1,310,856,210	42.74% 42.74% 49.48%	\$	64,957,314 142,745,189 648,611,652	
Subtotal, Overlapping Debt District Direct Debt ^a			\$	856,314,155 988,821,263	
Total Direct and Overlapping Debt			\$	1,845,135,418	
Ratio of Total Direct and Overlapping Debt to As	ssessed Valuation			10.58%	
Per Capita Overlapping Debt			\$	6,255	

Source: Municipal Advisory Council of Texas

^aRefer to Exhibit S-12 for Disrtict Direct Debt

Method of calculation: The percentage of each of the governmental units listed above

that falls withing the borders of the school district is applied to the total tax-supported debt of that entity to determine the overlapping debt of the El Paso Independent School District.

Legal Debt Margin

Total Net Debt
Applicable to the
Limit as a

				Limit as a
Fiscal		Total Net Debt		Percentage of Debt
Year	Debt Limit	Applicable to Limit	Legal Debt Margin	Limit
2011	1,557,248,773	457,825,667	1,099,423,106	29.40
2012	1,582,726,634	435,708,829	1,147,017,805	27.53
2013	1,659,290,379	411,543,660	1,247,746,719	24.80
2014	1,641,194,932	396,654,277	1,244,540,655	24.17
2015	1,639,185,654	395,167,159	1,244,018,495	24.11
2016	1,624,126,578	374,627,125	1,249,499,453	23.07
2017	1,639,259,090	556,156,553	1,083,102,537	33.93
2018	1,645,580,358	532,696,721	1,112,883,637	32.37
2019	1,699,564,574	702,714,813	996,849,761	41.35
2020	1,744,581,180	868,635,969	875,945,211	49.79
	Legal Debt Margin Calcu	lation for Fiscal Year 2020		
	Assessed Value			\$ 17,445,811,802
	Debt limit (10% of asse	essed value)		1,744,581,180
	Total bonded debt		\$ 901,446,571	
	Less reserve for retire	ment of debt	32,810,602	
	Debt applicable to limit	t		868,635,969
	Legal debt margin			\$ 875,945,211
	Less reserve for retire Debt applicable to limit		. , ,	

Source: Refer to Exhibit S-8 for Assessed Property Values

El Paso Independent School District Demographic and Economic Statistics El Paso County Last Ten Fiscal Years (Unaudited)

Calendar Year	District Population ^a	Population ^b	Personal Income	Per Capita Personal ^c	Average Unemployment Rate ^d
2011	328,467	820,015	\$ 24,083,020,535	\$ 29,369	9.50%
2012	326,185	831,864	25,211,302,248	30,307	8.50%
2013	327,087	832,457	24,741,454,497	29,721	7.90%
2014	314,154	835,454	25,975,100,314	31,091	6.40%
2015	310,256	835,593	27,252,030,102	32,614	5.20%
2016	306,117	837,918	27,327,857,652	32,614	4.90%
2017	299,967	841,971	27,460,042,194	32,614	5.00%
2018	293,488	840,410	27,744,310,000	32,339	4.40%
2019	300,607	840,758	29,209,200,000	34,575	4.00%
2020	316,206	839,238	30,091,717,728	35,856	*8.70%

Sources:

^a EPISD Analytics, Strategy, Assessment & PEIMS Department & ACS Table B01003 2019

^b U.S. Census Bureau, Population Division

^c Bureau Of Economic Analysis

^d Bureau of Labor Statistics - 2020 rate as of July 2020

1.17%

19%

El Paso Independent School District Principal Employers Current Year and Nine Years Ago (Unaudited)

Percentage of Total

Employment

3.54%

2.20%

2.01%

1.98%

1.68%

1.29%

0.88%

0.87%

0.87%

0.83%

0.00%

16%

Fiscal Year Ending 2020 b

Rank

1

2

3

4

5

6

7

8

9

10

Employees

12,678

7,875

7,195

7,078

6,022

4,625

3,144

3,114

3,102

2,980

57,813

Fiscal Year Ending 2011 ^c									
Employees	<u>Rank</u>	Percentage of Total Employment							
13,000	1	3.73%							
10,000	2	2.87%							
6,122 6,272	5 4	1.76% 1.80%							
7,849 5,182	3 6	2.25% 1.49%							
5,081	7	0.00% 1.46%							
4,585 2,847	8 10	1.32% 0.82%							

9

4,080

65,018

Notes:

Wal-Mart

Total employment for 2020 ^a: 358,376 Total employment for 2011 ^a: 348,277

Employer

El Paso Independent School District

Socorro Independent School District

Ysleta Independent School District

T&T Staff Management L.P.

The Hospitals of Providence

El Paso Community College

University of Texas at El Paso

Fort Bliss (Civilian)

City of El Paso

County of El Paso

Sources:

^a Bureau of Labor Statistics (Datatables 2011 December & 2020 July)

^b City of El Paso Economic Development Department

^c City of El Paso CAFR 2011

El Paso Independent School District Full Time Equivalent District Employees by Type Last Ten Fiscal Years (Unaudited)

	Fiscal Year						
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>		
Professional Staff							
Teacher	4,399	4,223	4,145	4,121	4,046		
Professional Support Staff	1,175	1,086	1,074	1,088	1,056		
Campus Administration (School							
Leadership)	224	217	223	230	226		
Central Administration	22	23	58	53	34		
Professional Staff Total	5,819	5,549	5,500	5,492	5,362		
Educational Aides	446	408	408	412	449		
Auxiliary Staff	2,326	2,236	1,963	2,267	2,247		
Total Staff	8,592	8,193	7,871	8,171	8,058		

		F	iscal Year			Percent Change
	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>	2011-2020
Professional Staff						_
Teacher	3,993	3,977	4,046	3,900	3,840	-13%
Professional Support Staff	1,050	1,054	1,039	1,038	1,011	-14%
Campus Administration (School						
Leadership)	226	229	232	219	212	-5%
Central Administration	37	28	50	60	59	168%
Professional Staff Total	5,306	5,288	5,367	5,217	5,122	-12%
Educational Aides	443	483	476	458	493	10%
Auxiliary Staff	2,277	2,265	2,223	2,176	2,174	-7%
Total Staff	8,026	8,036	8,066	7,851	7,789	-9%

Source: TEA - Texas Academic Performance Report

Peak Enrollment	Operating Expenditures	Cost per Pupil	Teaching Staff	Pupil- Teacher Ratio	Percentage of Students Receiving Free or Reduced- Price Meals
64,066	517,864,346	8,083	4,399	14.6	67.7%
63,878	508,102,881	7,954	4,223	15.1	72.8%
63,541	535,546,665	8,428	4,145	15.3	72.2%
61,864	555,623,580	8,981	4,121	15.0	72.4%
61,151	569,670,146	9,316	4,046	15.1	78.2%
60,257	576,316,318	9,564	3,993	15.1	77.0%
59,688	586,932,449	9,833	3,977	15.0	76.5%
58,549	581,697,183	9,935	4,046	14.5	76.1%
57,477	580,122,308	10,093	3,900	14.7	77.3%
55,454	585,681,188	10,562	3,840	14.4	73.3%
	64,066 63,878 63,541 61,864 61,151 60,257 59,688 58,549 57,477	Enrollment Expenditures 64,066 517,864,346 63,878 508,102,881 63,541 535,546,665 61,864 555,623,580 61,151 569,670,146 60,257 576,316,318 59,688 586,932,449 58,549 581,697,183 57,477 580,122,308	Enrollment Expenditures Pupil 64,066 517,864,346 8,083 63,878 508,102,881 7,954 63,541 535,546,665 8,428 61,864 555,623,580 8,981 61,151 569,670,146 9,316 60,257 576,316,318 9,564 59,688 586,932,449 9,833 58,549 581,697,183 9,935 57,477 580,122,308 10,093	Enrollment Expenditures Pupil Staff 64,066 517,864,346 8,083 4,399 63,878 508,102,881 7,954 4,223 63,541 535,546,665 8,428 4,145 61,864 555,623,580 8,981 4,121 61,151 569,670,146 9,316 4,046 60,257 576,316,318 9,564 3,993 59,688 586,932,449 9,833 3,977 58,549 581,697,183 9,935 4,046 57,477 580,122,308 10,093 3,900	Peak EnrollmentOperating ExpendituresCost per PupilTeaching StaffTeacher Ratio64,066517,864,3468,0834,39914.663,878508,102,8817,9544,22315.163,541535,546,6658,4284,14515.361,864555,623,5808,9814,12115.061,151569,670,1469,3164,04615.160,257576,316,3189,5643,99315.159,688586,932,4499,8333,97715.058,549581,697,1839,9354,04614.557,477580,122,30810,0933,90014.7

Note: Expenditures for computing per pupil cost are a total of actual expenditures as prescribed by the Texas Education Agency's Financial Accountability System Resource Guide. These include the General and Special Revenue Funds, excluding objects of Debt Service, Capital Outlay and Intergovernmental Charges.

Source: Nonfinancial information from State TAPR and AEIS Reports. Free and reduced from the annual State Summary of Finance.

	Fiscal Year			
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Schools				
Elementary				
Buildings	57	57	57	57
Square feet	4,172,606	4,205,461	4,212,828	4,273,832
Capacity	38,046	38,403	38,420	38,692
Enrollment	31,089	30,864	30,567	29,728
Intermediate/Middle				
Buildings	16	16	16	16
Square feet	2,488,060	2,488,060	2,432,347	2,432,347
Capacity	18,568	18,568	18,082	18,082
Enrollment	13,661	13,471	13,293	13,038
High				
Buildings	12	12	12	12
Square feet	2,890,141	2,890,141	2,890,141	2,890,621
Capacity	19,570	19,570	19,570	19,570
Enrollment	19,273	19,459	19,024	18,524
<u>District-Wide</u>				
Buildings	11	11	11	11
Square feet	358,041	358,041	358,041	358,041
Capacity	3,644	3,644	3,644	3,644
Enrollment	64,023	63,794	62,884	61,290
<u>Administrative</u>				
Buildings	7	7	6	6
Square feet	360,503	360,503	352,747	352,747
Misc. Support Facilities				
Buildings	6	6	6	5
Square feet	142,820	142,820	142,820	123,620
Portable Classrooms				
Buildings	448	448	448	448
Square feet	335,104	335,104	335,104	335,104
Custodial Residences				
Buildings	77	77	77	77
Square feet	84,762	84,762	84,762	84,762
<u>Athletics</u>				
Stadiums	8	8	8	8
Football/soccer/play fields	111	111	112	112
Running tracks	11	11	11	11
Baseball/softball	21	21	22	22

Source: EPISD Facilities & Construction Department

Fiscal	l Vaar

		FISC	cal Year		
<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
57	57	57	57	57	53
4,309,049	4,334,649	4,339,769	4,339,769	4,339,769	4,096,644
39,049	39,134	39,151	39,151	39,151	37,008
29,276	28,601	28,446	27,442	27,442	25,940
16	16	16	16	16	16
2,432,347	2,432,347	2,432,347	2,432,347	2,432,347	2,432,347
18,082	18,082	18,082	18,082	18,082	18,082
12,867	12,508	12,335	12,288	12,288	12,288
40	40	40	40	40	40
12	12	12	12	12	12
2,927,943	2,927,943	2,929,835	2,929,835	2,929,835	2,929,835
19,798	19,798	19,798	19,798	19,798	19,798
18,413	18,663	18,969	18,596	18,596	18,596
11	11	11	11	11	11
358,041	358,041	358,041	358,041	358,041	358,041
3,644	3,644	3,644	3,644	3,644	3,644
60,556			58,326	58,326	
60,556	59,772	59,750	30,320	30,320	58,326
6	6	6	6	6	6
352,747	352,747	352,747	352,747	352,747	352,747
,	,	•	,	,	•
5	5	5	5	5	5
123,620	123,620	123,620	123,620	123,620	123,620
448	440	440	440	440	440
	448	448	448	448	448
335,104	335,104	335,104	335,104	335,104	335,104
77	77	77	77	77	77
84,762	84,762	84,762	84,762	84,762	84,762
01,702	01,702	01,702	01,702	01,702	01,702
9	9	10	10	10	10
114	115	115	115	115	115
11	11	11	11	11	11
22	22	22	22	22	22

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REPORTS ON COMPLIANCE, INTERNAL CONTROL, AND FEDERAL AWARDS

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INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Board of Trustees El Paso Independent School District

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of El Paso Independent School District, as of and for the year ended June 30, 2020, and the related notes to the financial statements, which collectively comprise El Paso Independent School District's basic financial statements, and have issued our report thereon dated November 4, 2020.

Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered El Paso Independent School District's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of El Paso Independent School District's internal control. Accordingly, we do not express an opinion on the effectiveness of El Paso Independent School District's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected, on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether El Paso Independent School District's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Gibson Ruddock Patterson, LLC

El Paso, Texas November 4, 2020 600 SUNLAND PARK, 6-300 EL PASO, TX 79912

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INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE FOR EACH MAJOR PROGRAM AND ON INTERNAL CONTROL OVER COMPLIANCE REQUIRED BY THE UNIFORM GUIDANCE

To the Board of Trustees El Paso Independent School District

Report on Compliance for Each Major Federal Program

We have audited El Paso Independent School District's compliance with the types of compliance requirements described in the *OMB Compliance Supplement* that could have a direct and material effect on each of El Paso Independent School District's major federal programs for the year ended June 30, 2020. El Paso Independent School District's major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs.

Management's Responsibility

Management is responsible for compliance with the federal statutes, regulations, and the terms and conditions of its federal awards applicable to its federal programs.

Auditor's Responsibilities

Our responsibility is to express an opinion on compliance for each of El Paso Independent School District's major federal programs based on our audit of the types of compliance requirements referred to above. We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). Those standards and the Uniform Guidance require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about El Paso Independent School District's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances.

We believe that our audit provides a reasonable basis for our opinion on compliance for each major federal program. However, our audit does not provide a legal determination of El Paso Independent School District's compliance.

Opinion on Each Major Federal Program

In our opinion, El Paso Independent School District, complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended June 30, 2020.

Report on Internal Control Over Compliance

Management of the El Paso Independent School District is responsible for establishing and maintaining effective internal control over compliance with the types of compliance requirements referred to above. In planning and performing our audit of compliance, we considered El Paso Independent School District's internal control over compliance with the types of requirements that could have a direct and material effect on each major federal program to determine the auditing procedures that are appropriate in the circumstances for the purpose of expressing an opinion on compliance for each major federal program and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, we do not express an opinion on the effectiveness of El Paso Independent School District's internal control over compliance.

A deficiency in internal control over compliance exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A material weakness in internal control over compliance is a deficiency, or combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A significant deficiency in internal control over compliance is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Gibson Ruddock Patterson, LLC

El Paso, Texas November 4, 2020

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

FOR THE YEAR ENDED JUNE 30, 2020

SUMMARY OF AUDITOR'S RESULTS

Financial Statements

Type of Auditor's Report issued on whether the financial statements audited were prepared in accordance with GAAP:

Unmodified

Internal control over financial reporting:

Were significant deficiencies in internal control disclosed?

None reported

Were material weaknesses in internal control disclosed?

No

Was any noncompliance disclosed that is material to the financial statements of the auditee, which would be required to be reported in accordance with Government Auditing Standards?

No

Federal Awards

Internal control over major federal award programs:

Were significant deficiencies in internal control over major programs disclosed?

None reported

Were material weaknesses in internal control over major programs disclosed?

No

Type of auditor's report issued on compliance for major federal programs:

Unmodified

Were there any audit findings that the auditor is required to report under Title 2 CFR 200.516 Audit findings paragraph (a)?

No

Major Federal Programs:

Impact Aid: CFDA 84.041

Special Education Cluster:

IDEA, Part B - CFDA 84.027A IDEA Preschool - CFDA 84.173A

<u>Title IV, Part A - Student Support</u> <u>and Academic Enrichment:</u>

CFDA 84.424A

ESSER - School Emergency Relief:

CFDA 84.425D

(Continued)

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

FOR THE YEAR ENDED JUNE 30, 2020

Dollar threshold used to distinguish between type A and type B programs:

\$ 2,882,078

Did auditee qualify as a low-risk auditee under 2 CFR 200.520 Criteria for a low-risk auditee?

Yes

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

FOR THE YEAR ENDED JUNE 30, 2020

FINANCIAL STATEMENT FINDINGS

There are no current year findings.

FEDERAL AWARD FINDINGS AND QUESTIONED COSTS

There are no current year findings.

SCHEDULE OF STATUS OF PRIOR FINDINGS

FOR THE YEAR ENDED JUNE 30, 2020

FINANCIAL STATEMENT FINDINGS

There were no prior year findings.

FEDERAL AWARD FINDINGS & QUESTIONED COSTS

There were no prior year findings.

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS FOR THE YEAR ENDED JUNE 30, 2020

FUR THE YEAR ENDE	D JUNE 30, 2	2020	
(1)	(2)	(3)	(4)
FEDERAL GRANTOR/	Federal	Pass-Through	
PASS-THROUGH GRANTOR/	CFDA	Entity Identifying	Federal
PROGRAM or CLUSTER TITLE	Number	Number	Expenditures
DEPARTMENT OF TRANSPORTATION	1,0110,01	1 (0)110 01	
Passed Through Texas Department of Transportation Selective Traffic Enforcement Program (STEP)	20.600	2019ElPasoS1YG00058	¢ 5.1.45
		2019EIPasoS1 1000038	\$ 5,145
Total Passed Through Texas Department of Transportation	Į.		5,145
TOTAL DEPARTMENT OF TRANSPORTATION			5,145
U.S. DEPARTMENT OF DEFENSE			
Direct Programs			
JROTC	12.357	N/A	624,652
Military Connected Schools (DoDEA2015)	12.556	HE 1254-15-1-0034	361,485
Hands-On Minds-On Math: 21st Century (DoDEA2017)	12.556	HE 1254-17-1-0002	208,663
Gateway to STEM for Military Communities (DoDEA19)	12.556	HE 1254-19-1-0031	43,238
Total CFDA Number 12.556			613,386
Impact Aid Severe Disability	12.558	N/A	22,241
Total Direct Programs			1,260,279
TOTAL U.S. DEPARTMENT OF DEFENSE			1,260,279
TOTAL U.S. DEFARTMENT OF DEFENSE			1,200,277
U.S. DEPARTMENT OF EDUCATION			
Direct Programs			
Impact Aid - P.L.	84.041	SO41B20114905	4,294,988
Total Direct Programs			4,294,988
Passed Through Ysleta Independent School District			
SSA - Adult Education (ABE) - Federal	84.002A	1018ALA000-2	564,225
SSA - English Literacy and Civics Education Grant	84.002A	1018ALA000-2	103,287
SSA - Adult Education (ABE) - Federal Incentive	84.002A	1018ALA000-2	3,762
Total CFDA Number 84.002A			671,274
Total Passed Through Ysleta Independent School District			671,274
			0/1,2/4
Passed Through State Department of Education			
School Redesign Grant Pilot Cycle	84.010A	186101207110002	246,924
Transformation Zone Planning, Continuation and Imp	84.010A	186101217110002	3,773,517
ESSA, Title I, Part A - Improving Basic Programs	84.010A 84.010A	19610101071902 19610103071902	250,660
ESSA, Title I, Part D, Subpart 2-Delinquent Prog ESSA, Title I, School Improvement	84.010A 84.010A	19610103071902	5,888 27,809
School Transformation Fund Planning	84.010A	196101427110007	15
ESSA, Title I, Part A - Improving Basic Programs	84.010A	20610101071902	20.024.650
ESSA, Title I, Part D, Subpart 2-Delinquent Prog	84.010A	20610103071902	179,231
ESSA, Title I, School Improvement	84.010A	20610141071902	208,756
Total CFDA Number 84.010A			24,717,450
ESSA Title I, Part C, Edu. of Migratory Children	84.011	20615001071902	333,442
*IDEA - Part B, Formula	84.027A	186600010719026600	46,246
*IDEA - Part B, Formula	84.027A	196600010719026600	1,182,584
*IDEA - Part B, Formula	84.027A	206600010719026600	9,525,802
*SSA - IDEA - Part B, Discretionary Deaf	84.027A	196600110719026673	3,234
*SSA - IDEA - Part B, Discretionary Deaf	84.027A	206600110719026673	151,226
Total CFDA Number 84.027A			10,909,092
*IDEA - Part B, Preschool	84.173A	186610010719026610	3
*IDEA - Part B, Preschool	84.173A	196610010719026610	11,670

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS FOR THE YEAR ENDED JUNE 30, 2020

(1)	(2)	(3)	(4)
FEDERAL GRANTOR/	Federal	Pass-Through	(-)
PASS-THROUGH GRANTOR/	CFDA	Entity Identifying	Federal
PROGRAM or CLUSTER TITLE	Number	Number	Expenditures
*IDEA - Part B, Preschool	84.173A	206610010719026610	170,509
Total CFDA Number 84.173A			182,182
Total Special Education Cluster (IDEA)			11,091,274
Carl D. Perkins Career & Technical Basic Grant	84.048A	19420006071902	43,111
Carl D. Perkins Career & Technical Basic Grant	84.048A	20420006071902	801,250
Total CFDA Number 84.048A			844,36
SSA - IDEA, Part C - Early Intervention (Deaf) SSA - IDEA, Part C - Early Intervention (Deaf)	84.181A 84.181A	193911010719023911 203911010719023911	3: 14'
Total CFDA Number 84.181A	04.101A	203911010/19023911	18
	04.1064	104600057110025	
Texas Education for Homeless Children & Youth Texas Education for Homeless Children & Youth	84.196A 84.196A	194600057110025 204600057110025	13,893 92,06
Total CFDA Number 84.196A			105,953
Title III, Part A - English Language Acquisition	84.365A	19671001071902	248
Title III, Part A - English Language Acquisition	84.365A	20671001071902	1,026,16
Total CFDA Number 84.365A			1,026,409
ESSA, Title II, Part A, Supporting Effective Instr	84.367A	19694501071902	3,56
ESSA, Title II, Part A, Supporting Effective Instr	84.367A	20694501071902	1,848,12
Total CFDA Number 84.367A	0.4.2.60.4	<	1,851,68
Title VI Summer LEP	84.369A	69551502	25,378
Title IV Part A - Student Support & Academic Enr. Title IV Part A - Student Support & Academic Enr.	84.424A 84.424A	19680101071902 20680101071902	272,853 1,079,183
Total CFDA Number 84.424A	0.11.2.11	200001010/1/02	1,352,043
ESSER - School Emergency Relief	84.425D	20521001071902	18,703,462
Total Passed Through State Department of Education			60,051,64
TOTAL U.S. DEPARTMENT OF EDUCATION			65,017,903
U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES Passed Through Texas Dept of Health & Human Srvc.			
Medicaid Administrative Claiming Program - MAC	93.778	529-07-157-00191	139,810
Total Passed Through Texas Dept of Health & Human S		025 07 107 00151	139,810
Passed Through Ysleta Independent School District			
SSA-Temporary Assistance for Needy Families (TANF)	93.558	1018ALA000-2	111,39
Total Passed Through Ysleta Independent School Distric	et		111,39
TOTAL U.S. DEPARTMENT OF HEALTH AND HUMAN	SERVICES		251,210
M. S. DEDLARTMENT OF MICTIGA			
U.S. DEPARTMENT OF JUSTICE Direct Programs			
COPS Office School Violence Prevention Program	16.607	2019SVWX0027	132,14
Fed COPS-Hiring	16.710	2016UMWX0161	61,11
Office of Violence Against Women	16.888	N/A	47,38
Total Direct Programs			240,64
Passed Through Texas Office of Governor - CJD	16.720	2017DI DV0052	07.17
Specialized Services to At-Risk Students - DOJ	16.738	2017DLBX0053	87,177

Exhibit 16

EXHIBIT K-1

EL PASO INDEPENDENT SCHOOL DISTRICT SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS FOR THE YEAR ENDED JUNE 30, 2020

	= - 7		
(1)	(2)	(3)	(4)
FEDERAL GRANTOR/	Federal	Pass-Through	
PASS-THROUGH GRANTOR/	CFDA	Entity Identifying	Federal
PROGRAM or CLUSTER TITLE	Number	Number	Expenditures
Total Passed Through Texas Office of Governor - CJD			87,177
TOTAL U.S. DEPARTMENT OF JUSTICE			327,824
U.S. DEPARTMENT OF AGRICULTURE			
Direct Programs			
Child & Adult Care Food Program	10.558	206TX333N1099	1,676,314
Total Direct Programs			1,676,314
Passed Through the State Department of Agriculture	10.552	20/TX222X11000	7,570,720
**National School Breakfast Program	10.553	206TX332N1099	7,578,720
**National School Lunch Program - Cash Assistance **National School Lunch Prog - Non-Cash Assistance	10.555 10.555	206TX332N1099 206TX332N1099	16,850,644 2,292,023
Total CFDA Number 10.555	10.555	2001713321(10))	19,142,667
**Summer Feeding Program - Cash Assistance	10.559	206TX332N1099	24,492
Total Child Nutrition Cluster			26,745,879
Fresh Fruit Vegetable Program	10.582	206TX375L1603	29,703
Fresh Fruit Vegetable Program	10.582	206TX375L1603	87,021
Total CFDA Number 10.582			116,724
Total Passed Through the State Department of Agriculture			26,862,603
TOTAL U.S. DEPARTMENT OF AGRICULTURE			28,538,917
U.S.DEPARTMENT OF HOUSING & URBAN DEVELOPMENT Passed Through City of El Paso			
EPISD Gene Roddenberry Planetarium Relocation	14.218	1810391610	667,989
Total Passed Through City of El Paso			667,989
TOTAL U.S. DEPARTMENT OF HOUSING & URBAN DEV	ELOPMENT		667,989
TOTAL EXPENDITURES OF FEDERAL AWARDS			\$ 96,069,267

NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

FOR THE YEAR ENDED JUNE 30, 2020

1. GENERAL

For all federal programs, the District uses the fund types specified in the Texas Education Agency's *Financial Accountability System Resource Guide*.

Special Revenue Funds are used to account for resources restricted to, or committed for specific purposes by a grantor. Federal and state financial assistance generally is accounted for in a Special Revenue Fund. If balances have not been expended by the end of the project period, grantors sometimes require the District to refund all or part of the unused amount.

The accompanying schedule of expenditures of federal awards (the "schedule") includes the federal award activity of the District under programs of the federal government for the year ended June 30, 2020. The information in this schedule is presented in accordance with the requirements of Title 2 U.S. Code of Federal Regulations Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Because the schedule presents only a selected portion of the operations of the District, it is not intended to and does not present the financial position, changes in net assets, or cash flows of the District.

2. BASIS OF ACCOUNTING

Accounting and Financial Reporting

The accounting and financial reporting treatment applied to a fund is determined by its measurement focus. The governmental fund types are accounted for using a current financial resources measurement focus. All Federal grant funds are accounted for either in the General Fund or a Special Revenue Fund which are governmental fund types. With this measurement focus, only current assets, deferred outflows of resources, current liabilities, and deferred inflows of resources generally are included on the balance sheet. Operating statements of these funds present increases (i.e., revenues and other financing sources) and decreases (i.e., expenditures and other financing uses) in fund balance.

The modified accrual basis of accounting is used for the governmental fund types. This basis of accounting recognizes revenues in the accounting period in which they become susceptible to accrual, i.e., both measurable and available, and expenditures in the accounting period in which the fund liability is incurred, if measurable, except for unmatured interest on general long-term debt, which is recognized when due, and certain compensated absences and claims and judgments, which are recognized when the obligations are expected to be liquidated with expendable available financial resources.

NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

FOR THE YEAR ENDED JUNE 30, 2020

2. BASIS OF ACCOUNTING (Continued)

Federal grant funds are considered to be earned to the extent of expenditures made under the provisions of the grant. When grant funds are received before expenditures are made, they are recorded as unearned revenues until earned. Such expenditures are recognized following the cost principles contained in the Uniform Guidance, wherein certain types of expenditures are not allowable or are limited as to reimbursement. Due to the nature of the reporting process for the SHARS program, the District recognizes SHARS revenue upon receipt of the reimbursement notice from the federal government.

Period of Performance

The period of performance for federal grant funds for the purpose of liquidation of outstanding obligations made on or before the ending date of the federal project period extended 90 days beyond the federal project period ending date, in accordance with provisions in Section H, Period of Performance of Federal Funds, Part 3, OMB Compliance Supplement - August 2020.

Matching

Matching contributions were not required for any of the federal awards.

3. INDIRECT COST RATE

The District did not elect to use the 10% de minimus indirect cost rate, but used the indirect cost rate assigned by the Texas Education Agency.

The District accounted for federally funded indirect costs in the General Fund as follows:

	Federal CFDA	-
Program Title	Number	Amount
ESSA Title I, Part A, D, and SIP	84.010A	\$ 724,600
IDEA - Part B, Formula	84.027A	340,538
ESSA, Title II, Part A, Supporting Effective Instruction	84.367A	62,666
Title IV, Part A, Student Support & Academic Enrich.	84.424A	38,660
Title III, Part A - English Lang. Acquisition	84.365A	33,934
Carl D. Perkins Career & Technical Basic Grant	84.048A	27,870
ESSA Title I, Part C, Ed. of Migratory Children	84.011	12,642
IDEA - Part B, Preschool	84.173A	5,879
SSA - IDEA - Part B, Discretionary Deaf	84.027A	4,763
Texas Education for Homeless Children & Youth	84.196A	 3,593
Total Indirect Costs		\$ 1,255,145

(Continued)

NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

FOR THE YEAR ENDED JUNE 30, 2020

4. **RECONCILIATION**

Of the federal expenditures presented in the Exhibit K-1, the District accounted for certain funds in the General Fund as follows:

	Federal CFDA	
Program Title	Number	Amount
JROTC Impact Aid Impact Aid Severe Disability Indirect Costs (See Note 3 for detail)	12.357 84.041 12.558 84.XXX	\$ 624,652 4,294,988 22,241 1,255,145
SHARS (not included on Exhibit K-1) Total General Fund		\$ 6,197,026 9,429,178 15,626,204

The total federal revenue presented in Exhibit K-1 can be reconciled to Exhibit C-3 as follows:

Expenditures of federal awards per Exhibit K-1	\$ 96,069,267
School Health and Related Services (SHARS) reimbursements	9,429,178
Total federal revenue per Exhibit C-3	\$ 105,498,445

5. PROGRAM INCOME

The Child Nutrition Cluster generated program income in the amount of \$2,575,717 for the year ended June 30, 2020.





Financial Services Education Center • 6531 Boeing Dr. El Paso TX 79925

Phn 915.230.2145 • Fax 915.230.0120 www.episd.org







The El Paso Independent School District does not discriminate in its educational programs or employment practices on the basis of race, color, age, sex, religion, national origin, marital status, citizenship, military status, disability, genetic information, gender stereotyping and perceived sexuality, or on any other basis prohibited by law. Inquiries concerning the application of Titles VI, VII, IX, and Section 504 may be referred to the District compliance officer, Patricia Cortez, at 230-2033; Section 504 inquiries regarding students may be referred to Verna Ball at 230-2829.

Cause No		
Sargon Bebla, Cassandra Bebla,	§	IN THE DISTRICT COURT
Dana Garner, Andrea Hartley,	§	
MacKenzie Martinez, Alofagia	§	
Oney, Denise Prieve, Michelle Rechtien	§	
Jessica Lizette Rodriguez, William C.	§	
Roll, Jr.,	§	
Plaintiffs,	§	
	§	
v.	§	JUDICIAL DISTRICT
	§	
	§	
	§	
Vince Sheffield, Leah Hanany, Al Velard	le§	
Josh Acevendo, Isabel Hernandez	§	
Israel Irrobali, Freddy Khlael-Avalos,	§	
El Paso Independent School District	§	
Defendants.	§	EL PASO COUNTY, TEXAS

TEMPORARY RESTRAINING ORDER

This matter was heard upon Plaintiffs' application for temporary restraining order, *ex parte*. Based on *Plaintiffs' Original Petition, Request for Declaratory Judgment, Application for Temporary Restraining Order, and Application for Temporary and Permanent Injunction* ("Application") and evidence attached, the Court GRANTS the Application as follows:

The Court FINDS that the current mask policy as described by Plaintiffs threatened by Defendants was made without authority and actually an illegal act under Gov. Abbott's Executive Order GA-38.

The Court further FINDS that the face-covering rule is an apparent violation of the Texas

Open Meetings Act, which provides for injunctive relief to stop decisions made without proper

deliberation or authority, as the face-covering rule constitutes a policy decision made without a vote or notice on any agenda.

The Court FINDS that, unless enjoined, Plaintiffs face irreparable harm, including significant and irreparable damage to their right to a healthful environment while they receive a free and appropriate public education free of illegal activity sanctioned by the El Paso Independent School District, which Gov. Abbott's Executive Order GA-38 specifically prohibits.

Additionally, the Court FINDS immediate injunctive intervention is appropriate to prevent further harm and preserve the status quo before the Court can hear and consider the Plaintiff's application for a temporary injunction.

NOW, THEREFORE, good cause appearing, the Court GRANTS the application, and ORDERS Vince Sheffield, Leah Hanany, Al Velarde, Josh Acevendo, Isabel Hernandez, Israel Irrobali, Freddy Khlael-Avalos, and El Paso Independent School District ("Defendants") and their agents to cease enforcement actions of the face-covering rule described in the Application for fourteen (14) days pending an evidentiary hearing on Plaintiff's Application for temporary injunction, as follows:

Defendants shall not deny any student or parent access to El Paso Independent School District facilities based on a face covering, nor act in derogation of any right enjoyed by a person wearing a face covering, nor shall any unmasked student be segregated or treated in any manner differently from masked students.

This temporary restraining order is granted on the condition that an undertaking, executed by the plaintiff and an appropriate surety in the sum of \$100.00 be filed to make good such damages as may be occasioned by the Defendant, not to exceed said sums as may be suffered by a Defendant who is found to be wrongfully restrained.

Filing of the bond herewith required is noted by this court as having occurred by the time of issuance of this order on the same day.

The Plaintiff's motion on the application for a preliminary inj	unction is	hereby set to be
heard before the Court at, on at	o'clock.	This temporary
restraining order shall continue in force for fourteen (14) days from the	date it tal	kes effect.
IT IS HEREBY ORDERED that the trial on the action on the	merits wi	ill advanced and
consolidated with the hearing on the application for preliminary injunc	tion.	
Dated:		
Judge Presiding		

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is Elichia Anne Rountree; my birthdate is May 21, 1989; and my address is 5269-B SGT LYTLE AVE, El Paso, TX 79906.

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have children who attend public school at: <u>Hughey Elementary School, El Paso</u> <u>Independent School District, and G.R.R, age 9, WSR, age 6, WRR, age 6 and E.L.R, age 4.</u>
- 2. I have experience with the way that my school's mask policy has been enforced, including: Hughey Elementary School is enforcing a mask mandate. If students do not comply, they are subjected to disciplinary action, including, referral, in school suspension and eventually alternative learning center. Students that are medically exempt are being forced to use partitions and being segregated from their peers.
- 3. The above-described policy or action is damaging to me and my child because: On August 23, 2021, I was approached by the principal, Ms. Lilia Aguilera, regarding my children not wearing masks. Prior to this date, we had been in contact several times regarding my children and were in agreeance the decision on mask policies for my children was my choice. On August 23, 2021, I was asked if I would be willing to mask my four children to follow the new mask mandate put in place by the city and the district. I declined. I reminded Ms. Aguilera that W.S.R, W.R.R and E.L.R all have speech and language disabilities and are medically exempt. In addition to speech and

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language disability, W.R.R and E.L.R have extensive trauma from their biological family and wearing a mask can cause past trauma to resurface. I stated that G.R.R. expresses she gets headaches and feels as though she can't breathe when she wears a mask and it causes anxiety. Ms. Aguilera was in agreeance that all my children would remain unmasked. At approximately 6:30pm, August 23,2021, I received a phone call from Ms. Aguilera that she was being accused from a teacher of favoritism and for this reason G.R.R could face disciplinary action if she did not comply to wearing a face covering. She also stated that she filed exemptions for W.S.R, W.R.R and E.L.R with the district for their medical exemption. August 24, 2021, I dropped my children off, Ms. Aguilera and I spoke again regarding the mandate, and I stated that if and when G.R.R receives disciplinary action, to contact me immediately. I also sent a message on Class DoJo to G.R.R's teacher, Ms. Sonia Romero. The message stated, "Reminder. No Mask for G.R.R. If any issues, please sent to admin." At approximately 12:30pm, I received a call from the principal's secretary that G.R.R was in the office and her referral was ready. I immediately went to the school and had a meeting with the principal and G.R.R (meeting is recorded). The referral stated, "Student was asked to comply with District and school policy to wear a face mask on campus. Student indicated she has chosen to not wear a mask. In addition, a plexiglass divider was offered for her desk area. G.R.R indicated she did not want to use the divider because she could not see the board." After further conversation, and requesting Ms. Romero to join the meeting, the referral was changed to, " After further clarification, it was

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clarified that student was asked to comply with District and school policy to wear a face mask on campus. Student indicated she has chosen to not wear a mask because she cannot breathe, In addition, a plexiglass divider was offered yesterday for her desk area in place of a face mask as per admin approval. G.R.R indicated she could not see the board through the plexiglass. Ms. Romero, the teacher; cleaned the plexiglass for her. Today, Ms. Romero told G.R.R to put up the plexiglass divider on her desk. Student did not. Another student told Ms. Romero G.R.R had not put up the divider. Then Ms. Romero told G.R.R to put up the divider again. G.R.R said, "No, ma'am, my mom said I don't have to use the divider." Ms. Romero responded by telling the student, "You are in my class so your mom doesn't make choices while in my classroom." During the meeting, it was determined that Ella cannot see the board while using the divider. Ms. Romero never attempted to problem solve to come up with another solution. She didn't follow my request to immediately send G.R.R to admin. Instead, she scolded, embarrassed, and allowed other students to get involved in her disciplinary action before sending her to lunch. G.R.R went to lunch and was so upset that she went to Ms. Aguilera after to discuss what happen and Ms. Aguilera responded by writing the referral (first portion) per Ms. Romero's request. It wasn't until I arrived that it was discovered why G.R.R refused. G.R.R is traumatized by this event and has not returned to school since. She feels as though she was targeted. We will be withdrawing G.R.R from Hughey Elementary school and homeschooling her. In addition to the events that happened with G.R.R, I received a message from E.L.R's teacher, Mr. Michael Malone

at 2:32pm. "Hi Mrs. Rountree, E.L.R had a rough afternoon today. She wouldn't rest during rest time, going under the table, making noise, and grabbing at things. Once I put her on red, she fell asleep, which is fine. In centers she wouldn't clean up right with her team and even stood on my chair. She was also taking out extra toys when told not to. I put her in time out and she accepted it." My daughter has had some negative behavior (trauma resurfacing), but this seemed excessive. I immediately knew something and to of happened at school to trigger this behavior. E.L.R acts out when she feels triggered or unsafe due to her past trauma. When I arrived home from picking up my other children, E.L.R, was distraught. When trying to understand why she was so upset she said, "teacher made me put a mask on my mouth." I looked in her bad and found the mask. I immediately called the school and requested an emergency meeting with the Ms. Aguilera, Mr. Garcia (vice principal) and her teacher, Mr. Michael Malone. At the meeting, it was determined Emelia was given a mask at the beginning of the day even though she is medically exempt from wearing a mask. During the meeting, Mr. Malone stated he would no longer require a mask; however, E.L.R would be segregated from her peers and only allowed to be with one other child with a partition between them at all times because she won't be masked. He was firm in his choice and refused to understand that was discrimination against my child and admitted that segregation was directive of the teacher union, and he was "going to do what he wanted in his classroom because he didn't want to get sued by other parents for my child's special circumstance on not wearing a mask". Mr. Malone then left the room making it well known she

would be segregated starting August 25, 2021. Ms. Aguilera and Mr. Garcia at no point

interjected stating they would not allow segregation. They were going to allow this

teacher to discriminate against my child. I requested my daughter be moved to a new

teacher, Ms. Aguilera and Mr. Garcia accommodated my request. After 3 weeks of

school, getting used a routine, attempting to bond with her teachers, my daughter's

routine was interrupted to hopefully avoid further discrimination and she was placed in

a new classroom. I have had to make appointments with behavioral health to help her

adjust to these changes. I have in writing from another teacher that segregation is being

suggested for those that cannot mask.

By signing this declaration, I am giving permission for it to be used in litigation

concerning masks in any Texas case.

Executed in El Paso County, State of Texas on August 28, 2021.

signed: Elidia Routree

printed name: Elichia Rountree

DECLARATION

(TEX. CIV. PRAC. & REM. CODE § 132.001)

My name is <u>Cassandra Bebla</u>; my birthdate is March 7, 1982; and my address is 825 Dulce Tierra Dr. El Paso, Texas 79912

I declare under penalty of perjury that the following statements are true and correct.

- I have a child(ren) who attends public school at: Hornedo Middle School and Coronado Highschool, El Paso Independent School District. Children: Sophia Chau age 16; Bianca Chau age 13; Maverick Chau age 11.
- I have experience with the way that my school's mask policy was enforced in the past, including: isolation of child, punishment, in school suspension, and denial of education.
- 3. The above-described policy or action is damaging to me and my child because: they have trouble breathing, anxiety, lack of interest in school, and difficulty learning due to the mask.
- 4. My child's school is requiring face coverings of students although there is no specification for the face covering: my children have been punished for using their Right to Refuse wearing a mask. For providing scientific data supporting our reasons for declining to wear a mask. They have been sent to ISS multiple times, been sent home, and been isolated in school for declining to wear a mask.
- 5. Executed in El Paso County, State of Texas on September 10, 2021.

DECLARATION

(Tex. Civ. Prac. & Rem. Code § 132.001)

My name is Dana Garner; my birthdate is January 25th, 1994; and my address is <u>5255</u>

<u>B Hauck street</u>, El Paso, TX 79906

I declare under penalty of perjury that the following statements are true and correct.

- 1. I have a child who attends public school at: Hughey Elementary El Paso, age 6, kindergarten, RG and age 9, 4th grade,, AG.
- 2. I have experience with the way that my school's mask policy was enforced in the past, including: we were contacted by the principal, Lilia Aguilera, August 24th at 5:41 pm, after sending my 2 children without a mask, stating that the next day (August 25) if my children were still refusing to wear masks that my 9 year old would be in ISS all day and my 6 year old would be written up for insubordination of the schools code of conduct. I expressed that not every student will have the same traumas and health reasoning and it was not a schools requirement for us to unfold our entire life for them. She told us we could file for a 504 plan with a doctor's note and my kids could go without a mask but then be placed in the back of the class with a plexiglass divider around them. I told her that I was not comfortable with either of those options and that I would be keeping them home the rest of the week.
- 3. The above-described policy or action is damaging to me and my child because:

she planned to segregate my children for not wearing a mask or place them in an isolated room for the day for failure to comply. My 6 year old has speech delays and struggles and had already expressed difficulty with class direction and learning with lack of being able to hear teacher. My 9 year old year old has ADD and sensory processing, with wearing a mask she would not be able to focus much less be able to keep a mask on her face for 8 hours a day.

- 4. My child's school is requiring face coverings of students although there is no specification for the face covering. The last day my kids attended hughey, my 6 year old walked out of the school with a "fun mask" on. The principal had offered them in the front office to children without masks to make them feel more "comfortable". The principal, Lilia Aguilera, and I had spoke previously before their last day and my stance on wearing the masks. She had approached my son after gym class (approximately 10 am on the 24th) and told him he needed to wear a mask to participate in class. During our phone call later that day she told me my son willingly choose to take a mask at drop off and I told her that was a lie as I walked him to the front myself and watched as he walked to class and then told her what my son told me. She had nothing more to say about that besides she can get him a 504 plan to keep him in school.
- 5. Executed in <u>Dana Garner County</u>, State of Texas on September 1st, 2021.

	signed: Dana Garner				
printed name: Dana Garner					

MINUTES OF BOARD OF TRUSTEES MEETING EL PASO INDEPENDENT SCHOOL DISTRICT AUGUST 17, 2021 5:00 P.M.

Present: Mr. Al Velarde, President

Mr. Daniel Call, Vice President Ms. Leah Hanany, Secretary Dr. Josh Acevedo, Member Ms. Isabel Hernandez, Member Mr. Israel Irrobali, Member

Mr. Freddy Khlayel-Avalos, Member

Mr. Vince Sheffield, Interim Superintendent

Others: Ms. Cezy Collins, General Counsel

1. Call to Order

The meeting was called to order at 5:26 p.m. by Board President Velarde.

2. Pledges of Allegiance

Board President Velarde led the Pledges of Allegiance.

3. Moment of Silence

A moment of silence was observed in recognition to Mr. Joshua Tovar, son of an EPISD employee.

4. Public Forum

Due to the number of speakers, Board President Velarde asked the Board to approve the suspension of the rules to allow the time for public speaking to decrease to one minute. A roll-call vote was taken with Trustees Acevedo, Hernandez, Irrobali, and Velarde voting in favor of the motion and Trustees Call, Hanany, and Khlayel-Avalos voting against. The motion carried (4 Trustees in favor and 3 Trustees against).

Board Secretary Hanany read the protocol to be observed during Public Forum. The following individuals requested to address the Board:

Mr. Ross Moore, President of the El Paso American Federation of Teachers (AFT), addressed the Board requesting that masks be mandated in schools to ensure the safety of students.

Ms. Shelly Morkovsky, parent, addressed the Board expressing her concerns with the District's 10-day quarantine protocol.

Ms. Margaret Gallardo, Vice President of the El Paso Teacher's Association, addressed the Board expressing concerns with the District's 10-day quarantine protocol.

Ms. McKenna Darden, parent, addressed the Board expressing her concerns with the 10-day quarantine protocol.

Ms. Sheri Reiter, Speech Pathologist, addressed the Board expressing her support for a school face mask mandate.

Mr. Michael Reese, teacher, addressed the Board thanking them for the essential public service that they provide.

Mr. Todd Roberts was not present when called upon.

Mr. Chris Anthony was not present when called upon.

5. Action Item

A. Discuss and Take Appropriate Action on Legal Options and Possible Litigation Regarding Executive Order by the Governor of the State of Texas GA-38 Relating to the Continued Response to the COVID-19 Disaster Issued on July 29, 2021

The following individuals requested to address the Board:

Ms. Audriana Apodaca, pediatric nurse practitioner, addressed the Board expressing her support for a face mask mandate.

Mr. Lepoldo Artalejo, pharmacist, addressed the Board requesting that face masks be voluntary and not mandatory.

Ms. Aaron Bill, parent, addressed the Board expressing her support for a temporary face mask mandate.

Ms. Samantha Campos, parent, addressed the Board requesting that parents be given the choice of sending their children with or without face masks to school.

Mr. Clint Chamales, parent, addressed the Board requesting that parents be given the choice of sending their children with or without face masks to school.

Mr. Kevin Cooper, community member, addressed the Board expressing his concerns on the effects of face masks on children.

Ms. Cady Erickson, parent, addressed the Board expressing her support for a face mask mandate.

Ms. Ashley Farr, teacher and parent, addressed the Board requesting that parents be given the choice of sending their children with or without face masks to school.

Ms. Kathryn Garcia, parent, addressed the Board urging that litigation be pursued against the state and expressed her support for a face mask mandate.

Dr. Isela Ybarra, pediatrician and parent, addressed the Board urging that litigation against the state be pursued and expressed her support for a face mask mandate.

Dr. Kristyn Ingram, pediatric anesthesiologist and parent, addressed the Board requesting that face masks be mandated in schools to ensure the safety of students.

Ms. Kendall Jessup, parent, addressed the Board expressing her concerns for a face mask mandate.

Dr. Prashant Joshi, pediatric ICU physician and parent, addressed the Board urging that litigation be pursued against the state and expressed his support for a face mask mandate.

Dr. Shauna Goldman, physician, addressed the Board urging that litigation be pursued and expressed her support for a face mask mandate.

Ms. Susan Lee, community member, addressed the Board expressing her concerns for a face mask mandate.

Ms. Edith Lara, parent, addressed the Board expressing her concerns on the effects of face masks on children.

Mr. Jason McDaniel, healthcare professional, addressed the Board expressing his concerns for a face mask mandate.

Ms. Cynthia Marentes, parent, addressed the Board requesting that face masks be mandated in schools to ensure the safety of students.

Ms. Jacqueline Martinez, teacher, addressed the Board expressing her support for a face mask mandate.

Exhibit 21

Ms. Katherine Martinez, Special Education teacher, addressed the Board expressing her concerns on the effects of face masks on children.

Ana Mena, pediatric nurse practitioner, addressed the Board urging that litigation be pursued against the state and expressed his support for a face mask mandate.

Mr. Xavier Miranda, community member, addressed the Board urging that face masks be mandated in schools to ensure the safety of students.

Ms. Alofagia Oney, parent, addressed the Board expressing his concerns for a face mask mandate.

Mr. David Parish, parent, addressed the Board urging that face masks be mandated in schools to ensure the safety of students.

Ms. Carmen Patterson, parent, addressed the Board requesting that parents be given the choice of sending their children with or without face masks to school.

Ms. Elinora Price, parent, addressed the Board expressing her support for a face mask mandate.

Ms. Cecilia Ramos was not present when called upon.

Mr. Michael Randell was not present when called upon.

Ms. Jocelyn Roberts, parent, addressed the Board requesting that parents be given the choice of sending their children with or without face masks to school.

Ms. Elichia Rountree, parent, addressed the Board expressing her concerns on the emotional effects of face masks on children.

Dr. Vanessa Ruiz, pediatrician and parent, addressed the Board urging that litigation be pursued and expressed his support for a face mask mandate.

Ms. Lily Sanchez was not present when called upon.

Dr. Manuel Valenzuela, pediatrician, addressed the Board expressed his support for a face mask mandate.

Ms. Bertha Vasquez, surgical nurse practitioner, addressed the Board expressing her concerns of opposing a face mask mandate.

Ms. Angie Armendariz, parent, addressed the Board urging that a face mask mandate be placed to ensure the safety of the children.

Ms. Adriana Cadena, parent, addressed the Board expressing her support for a face mask mandate.

Ms. Betty Camargo, parent, addressed the Board urging that litigation be pursued and expressed her support for a face mask mandate.

Ms. Dulce Carlos, parent, addressed the Board urging that face masks be mandated in schools to ensure the safety of students.

Ms. Irma Cruz, from the Board Network for Human Rights, addressed the Board requesting that face masks be mandated in schools to ensure the safety of students.

Mr. Fernando Garcia, Executive Director of the Board Network for Human Rights, addressed the Board requesting that litigation be pursued against the state and expressed his support for a face mask mandate.

Ms. Veronica Frescas, from the Board Network for Human Rights, addressed the Board expressing her support for a face mask mandate.

Ms. Rosalia Gonzales was not present when called upon.

Exhibit 21

Ms. Susana Herrera, parent, addressed the Board requesting that face masks be mandated in schools to ensure the safety of students.

Ms. Kimberly Joshi, physician assistant and parent, addressed the Board requesting that face masks be mandated in schools to ensure the safety of students.

Ms. Beatriz Lozano, grandparent, addressed the Board expressing her support for a face mask mandate.

Ms. Claudia Ramirez was not present when called upon.

Ms. Susy Salam was not present when called upon.

Mr. Marco Silva, from the Board Network for Human Rights, addressed the Board expressing his concerns for the safety of children.

Ms. Kathleen Staudt, addressed the Board expressing her support for a face mask mandate.

Ms. Irma Zacarias was not present when called upon.

Mr. Carlos Marentes, Director of the Border Agricultural Workers Project, addressed the Board expressing his support for a face mask mandate.

Ms. Sara Renteria, teacher, addressed the Board expressing her support for a face mask mandate.

Ms. Chimene Mark, parent, addressed the Board expressing her concerns with a face mask mandate.

Mr. David Pena, community member, addressed the Board expressing his concerns with a face mask mandate.

Ms. Judy Blake was not present when called upon.

MEETING RECESSED

The meeting was recessed at 6:59 p.m.

MEETING RESUMED

The meeting resumed at 7:08 p.m.

Discussion ensued regarding the protocols needed to keep students, staff, and community safe, along with the possibility of legal consequences for not following the law. In response to Trustee Hanany's inquiry, Ms. Cezy Collins, General Counsel, confirmed that the Board has the legal responsibility of keeping the students safe.

It was moved by Trustee Acevedo and seconded by Trustee Hanany, that the El Paso Independent School District follow the local health authority mandate, unless and until ruled by a court of competent jurisdiction, and authorize, protect, and direct Interim Superintendent to make masks mandatory inside of EPISD facilities and vehicles, as of Thursday, August 19, 2021, at 8:00 a.m., and authorize O'Hanlon, Demerath, and Castillo to add EPISD as a plaintiff in the pending lawsuit against Governor Abbott, Cause No. D-1-GN-21-003897 La Joya I.S.D., et al. v. Greg Abbott, pending district court in Travis County, Texas. A roll-call vote was taken with Trustees Acevedo, Hanany, Hernandez, Irrobali, Khlayel-Avalos and Velarde in favor of the motion, and Trustee Call voting against. The motion carried (6 Trustees in favor of the motion and 1 Trustee against).

6. Consent Agenda

It was moved by Trustee Khlayel-Avalos and seconded by Trustee Irrobali, that the Consent Agenda items be approved as listed, including all recommended vendors, for all amounts indicated, with the exception of Items 6.B.3, 6.G, 6.T, 6.U, 6.V.1, 6.V.11, and 6.V.12. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

- A. Approval of Minutes
 - 1. June 15, 2021, Special Board of Trustees Meeting
 - 2. June 15, 2021, Board of Trustees Meeting
 - 3. June 29, 2021, Special Board of Trustees Meeting
 - 4. June 29, 2021, Special Board of Trustees Meeting (10 a.m.)
 - 5. July 14, 2021, Special Board of Trustees Meeting
 - 6. August 3, 2021, Audit Committee Meeting
- B. Approval of Proposed Adoption and Revisions to Board Policy
 - 1. Proposed Revisions to Board Policy AE (Local): Educational Philosophy
 - 2. Proposed Deletion of Board Policy AE (Exhibit): Educational Philosophy
- C. Approval of Budget Amendment
 - 1. Approval of Budget Amendment to Allocate Funds for Supplies & Equipment, Technology and Contracted Services Related to CTE Program and School Safety Allotment (General Operating Fund \$641,033.00)
 - 2. Approval of Budget Amendment to Increase Revenue and Expenses Due to Corona Relief Funds Reimbursement (Unreserved Fund Balance \$2,921,952.00)
 - 3. Approval of Budget Amendment to Roll-Forward Funding from Fiscal Year 2021 (General Operating Fund \$28,970,561.00 and Maintenance Tax Note Funds \$16,398,392.00)
- D. Approval of Revisions to 2021-2022 Student Code of Conduct
- E. Approval of Revisions to 2021-2022 Miscellaneous Pay Rate Listing
- F. Approval of Contract between Ysleta Independent School District (Acting as Lead Organization for Far West Adult Education Consortium) and El Paso Independent School District (Acting as Service Provider) as Part of Texas Workforce Commission Adult Educational and Literacy Grant (Texas Workforce Commission Grant Funds \$812,470.00) the Board approved the award of \$812,470.00 from the Texas Workforce Commission, through the Far West Adult Education Consortium, and authorized the Interim Superintendent to approve the contract, as presented, and any additional amendments that do not affect the current budget year.
- H. Approval of Dual Credit Partnership Agreement between El Paso Independent School District and El Paso County Community College District (Local Funds \$10,000.00) the board approved the Dual Credit Partnership Agreement between the El Paso Independent School District and El Paso Community College District to facilitate the provision of dual credit college courses, in an amount not to exceed \$10,000.00, as presented.
- I. Approval of Internship Affiliation Agreement between El Paso Independent School District and Lamar University
- J. Approval of Internship Affiliation Agreement between El Paso Independent School District and Maricopa County Community College District
- K. Approval of Internship Affiliation Agreement between El Paso Independent School District and University of Denver and its Graduate School of Social Work
- L. Approval of Internship Affiliation Agreement between El Paso Independent School District and Eastern New Mexico University

Exhibit 21

- M. Approval of Legal Service Retainer Agreement between El Paso Independent School District and Walsh Gallegos Trevino Kyle & Robinson P.C. for Special Education and Other Matters (Operating Funds \$1,000.00) the Board approved the execution of the engagement letter with the law firm of Walsh Gallegos Trevino Kyle & Robinson P.C., for the period of July 1, 2021, through June 30, 2022, as presented.
- N. Annual Report on Management Fees Under Purchasing Contracts
- O. Facilities and Construction Quarterly Reports to Board of Trustees
- P. Internal Audit Annual Report to the Board of Trustees
- Q. Approval of Change Order No. 02 for 6531 Boeing Building Structures Demolition, TXMAS-18-00CORP10, Project No. 21.673, to Border Demolition and Environmental, Inc., for a Non-Compensatory Time Extension of Forty Two (42) Calendar Days
- R. Approval of Change Order No. 003 for General Douglas MacArthur PK-8 (MacArthur/Bonham Consolidation), CSP No. 19-023, Project No. 17.615, to Lloyd Hamilton Construction, Inc., for a Non-Compensatory Time Extension of Ten (10) Calendar Days
- S. Approval of Change Order No. 004 for Charles Q. Murphree PK-8 (New Morehead Middle School and Renovations to Existing Johnson Elementary School), CSP No. 19-048, Project No. 17.616, to Dantex General Contractors, Inc., for New Roof Recovery System at Existing Johnson Areas "A" and "B" (2016 Bond Funds \$70,219.15)
- V. Purchases Requiring Board Approval
 - 2. Approval to Purchase SAT Suite of Assessments from College Board, for Fiscal Year 2021-2022, Utilizing Socorro Independent School District Contract #E1950E, College Preparatory Materials and Services (Budgeted Local Funds Not to Exceed \$439,662.00)
 - 3. Approval of Fifth Amendment to Software License and Support Services Agreement, and Maintenance for TEAMS Student and Business Systems from Frontline Technologies Group, LLC, dba Frontline Education, Utilizing Interlocal Cooperative Agreement with Educational Service Center (ESC) Region 19 Allied States Cooperative (ASC) RFP #17-7247 (Budgeted Local Funds \$854,720.69)
 - 4. Approval of Third Amendment to Vendor Contract and Expenditures for Zendesk Work Order Ticketing System from SHI Government Solutions, Inc., Utilizing Omnia Partners National Intergovernmental Purchasing Alliance (NIPA) Contract #2018011-02, Information Technology Solutions & Services (Budgeted Local Funds \$148,321.30)
 - 5. Approval of Expenditures for OneLogin Software Licenses from SHI Government Solutions, Inc., Utilizing State of Texas Department of Information Resources (DIR) Contract #TSO-3984 (Budgeted Local Funds \$196,320.38)
 - 6. Approval to Purchase Subscription Cloud Based Internet Filtering Services from Carahsoft Technology Corporation, Utilizing State of Texas Department of Information Resources (DIR) Contract Number DIR-TSO-4288 (Budgeted Local Funds \$388,458.00)
 - 7. First Option to Extend Educators Legal Liability Insurance RFP #20-044 (Administrative Recommendation: Educators Legal Liability Insurance-National Union Fire Insurance Company of Pittsburgh, Pennsylvania, a Member of the AIG Group of Companies, Through Local Representative, USI Southwest, Inc.) (Budgeted Local Funds \$150,890.00)
 - 8. First Option to Extend Property Insurance RFP #20-030 (Administrative Recommendation: Property Insurance to Ace Westchester Insurance Company; and Boiler & Machinery/Equipment Breakdown to Continental Casualty Insurance Company, Through Local Representative, USI Southwest, Inc.) (Budgeted Local Funds \$1,622,184.77)

- 9. Approval of Expenditures and Master Vendor Contract for Uniform Rental for Custodial Operations; Maintenance, Buildings and Grounds; Transportation Services; Food and Nutrition Services; and Athletics, Utilizing Sourcewell Cooperative Contract #040920-UFC, Employee Uniforms (Administration Recommendation: UniFirst Corporation) (Budgeted Local and Federal Funds: Not to exceed \$158,200.00)
- Approval to Purchase Anti-Microbial Chemical Products from Brady Industries of Texas, Utilizing Region 19 ESC Allied States Cooperative Contract RFP #21-7372, Custodial and Support Service Requirements and Related (Budgeted Local Funds -\$300,000.00)

ITEMS REMOVED FROM CONSENT AGENDA FOR SEPARATE VOTE

6.B.3. Proposed Revisions to Board Policy DEC (Local): Compensation and Benefits; Leaves and Absences

The following individual requested to address the Board:

Mr. Ross Moore addressed the Board requesting that this policy include every El Paso Independent School District employee, and not just peace officers, as everyone is exposed to the virus.

Ms. Rosa Ramos, Executive Director of Employee Relations, explained that these changes were recommended by the Texas Association of School Boards (TASB) to address House Bill and Senate Bill 1359. Ms. Collins clarified that these changes place the District in compliance with the two laws that just passed. Ms. Patricia Cortez, Assistant Superintendent of Human Resources, reported that her department would have to look further into including every employee, as there would be a budgetary impact. In response to Ms. Hanany's inquiry, Interim Superintendent Sheffield noted that administration is not allowed to ask individuals for their vaccination status.

It was moved by Trustee Irrobali and seconded by Trustee Acevedo, that the Board adopt the proposed revisions to Board Policy DEC (Local): Compensation and Benefits; Leaves and Absences, and that administration provides an update in two months on research status on how to include all staff within this policy. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

6.G. Approval of Second Memorandum of Understanding between El Paso County Community College District, The University of Texas at El Paso and El Paso Area Independent School Districts for Participation in El Paso College Readiness Initiative

Trustee Acevedo commented as to a potential conflict of interest and recused himself from participating in the discussion and the vote for this item.

It was moved by Trustee Hernandez and seconded by Trustee Hanany, that the Board approve the Second Memorandum of Understanding for El Paso College Readiness Initiative between El Paso County Community College District, The University of Texas at El Paso and the El Paso Area Independent School Districts to continue participation in the College Readiness Institute, as presented. A roll-call vote was taken with Trustees Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion and Trustee Acevedo abstaining from the vote. The motion carried (6 Trustees in favor of the motion and 1 Trustee abstaining).

6.T. Approval of Change Order No. 005 for Austin HS – Additions and Renovations, RFP/RFQ No. 18-036, Project No. 17.622, to Arrow Building Corp., for Procurement of Three (3) Stair Lifts to Provide Accessibility Between New Tech Building (D) and Main Campus Building in the Amount of \$82,376.20, and Approval of a Non-Compensatory Time Extension of One Hundred and Eleven (111) Calendar Days Due to Material Lead Time and Installation (2016 Bond Funds - \$82,376.20)

Trustee Irrobali commented as to a potential conflict of interest and recused himself from participating in the vote for this item. In response to Trustee Acevedo's inquiry, Ms. Irene Ramirez, Executive Director of Facilities and Construction, confirmed that stairlifts will be placed at Austin High School to make the building accessible. She reported that the final substantial completion date for this project would be December 15, 2021.

Exhibit 21

It was moved by Trustee Acevedo and seconded by Trustee Khlayel-Avalos, that the Board approve Change Order No. 005 to Arrow Building Corp., for the procurement of three (3) Stair Lifts for \$82,376.20, from the existing furniture, fixtures, and equipment project budget, and approve a non-compensatory time extension of one hundred and eleven (111) calendar days for Austin HS – Additions and Renovations, RFP/RFQ No. 18-036, Project No. 17.622. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Khlayel-Avalos, and Velarde voting in favor of the motion and Trustee Irrobali abstaining from the vote. The motion carried (6 Trustees in favor of the motion and 1 Trustee abstaining).

6.U. Approval of Change Order No. 006 for Austin HS Additions and Renovations, RFP/RFQ No. 18-036, Project No. 17.622, to Arrow Building Corp., for Procurement of Theater Lighting and Control Equipment for New Performing Arts Center Building in the Amount of \$316,020.71, and Approval of a Non-Compensatory Time Extension of One Hundred and Thirty-Nine (139) Calendar Days Due to Material Lead Time and Installation (2016 Bond Funds - \$316,020.71)

Trustee Irrobali commented as to a potential conflict of interest and recused himself from participating in the vote for this item.

Ms. Ramirez clarified that this change order was strictly for theater and lightning equipment. She shared that this project was originally budgeted from the existing Furniture, Fixtures, and equipment project budget; however, since it was a structural element to the building, administration decided that it was best to procure through the contractor so warranties could stay in place. Additionally, she reported that the substantial completion date will be December 15, 2021.

It was moved by Trustee Acevedo and seconded by Trustee Khlayel-Avalos, that the Board approve Change Order No. 006 for the procurement of theater lighting and control equipment for the new Performing Arts Center building for \$316,020.71, from the existing furniture, fixtures and equipment project budget, and a non-compensatory time extension of one hundred and thirtynine (139) calendar days, except if change order #5 was approved, the time extension is for twenty-eight (28) calendar days, for Austin HS Additions and Renovations, RFP/RFQ No. 18-036, Project No. 17.622, to Arrow Building Corp. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Khlayel-Avalos, and Velarde voting in favor of the motion and Trustee Irrobali abstaining from the vote. The motion carried (6 Trustees in favor of the motion and 1 Trustee abstaining).

6.V.1. Approval of Expenditures for Online Social Emotional Learning Platform from Panorama Education, Inc. for Fiscal Year 2021-2022, Utilizing Technology Hardware, Software and Services, RFP #18/056KD-46 from Choice Partners (Budgeted State Compensatory Education Funds - \$106,325.00)

Mr. Ray Lozano, Executive Director of Student and Family Empowerment, reported that there is a documented needs assessment for this program and was submitted as part of the procurement process. He shared that Social Emotional Learning (SEL) curriculums have been implemented on all levels, elementary through high school, as requested by the Superintendent Student Advisory Council. Through the use of this program, administration can track the students' social emotional competency over time. Trustee Khlayel-Avalos requested that the needs assessment report be included in Trustee's packets from now on.

It was moved by Trustee Khlayel-Avalos and seconded by Trustee Irrobali, that the Board approve the expenditures to Panorama Education, Inc. utilizing Choice Partners (CP) Cooperative Contract# 18/056KD-46, Contracted Services, Consulting, Staff Development & Related, in an estimated amount of \$106,325.00 (Budgeted State Compensatory Education Funds), as presented. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

6.V.11.Approval to Purchase Custodial Products and Support Service Requirements & Related, Utilizing Region 19 Education Service Center (ESC) Allied States Cooperative Contract RFP #21-7392 (Administration Recommendation: Acrylic Source+, Brady Industries of Texas LLC (Brady Companies LLC), ChemGiant, LLC, Ecolab Inc., Kindle Fischer Specialty Chemicals LLC, Laun-Dry Supply Co. Inc. (LD Supply, LLC), MasterServ Inc. (AAA MasterServ Inc.), Pyramid School Products (Pyramid Paper Company), Southwestern Mill Distributors, Inc., and Spectrum Paper Co., Inc.) (Budgeted Local Funds - \$2,000,000.00)

Trustee Khlayel-Avalos requested that items 6.V.11 and 6.V.12 be discussed together. Board President Velarde confirmed that these items were "buckets". It was requested that a detailed estimated breakdown be provided to the Board. Ms. Martha Aguirre, Executive Director of Budget and External Financial Management, reported that the estimate presented was created based on previous year expenses. Additionally, she shared that if items 6.V.11 and 6.V.12 were tabled to a future Board meeting, purchases across the District would have to be stopped. Ms. Aguirre confirmed that these funds would be used only for supplies and not contracted services. Trustee Acevedo suggested that the agenda template be redrafted to identify "buckets" as individual items.

It was moved by Trustee Khlayel-Avalos and seconded by Trustee Call, that the Board approve the purchase of custodial products and supplies, as awarded by the Region 19 ESC Purchasing Cooperative under RFP #21-7392, Custodial and Support Service Requirements and Related from: Acrylic Source+, Brady Industries of Texas LLC (Brady Companies LLC), ChemGiant, LLC, Ecolab Inc., Kindle Fischer Specialty Chemicals LLC, Laun-Dry Supply Co. Inc. (LD Supply, LLC), MasterServ Inc. (AAA MasterServ Inc.), Pyramid School Products (Pyramid Paper Company), Southwestern Mill Distributors, Inc., and Spectrum Paper Co., in an estimated total annual amount of \$2,000,000.00. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

6.V.12.Approval to Purchase Office Supplies Utilizing Interlocal Cooperative Contract Vendors Including: Office Depot, Utilizing Omnia Partners Contract #R190502-Educational School Supplies; El Paso Office Products, Utilizing Education Service Center (ESC) Region 19 Allied States Cooperative (ASC) Contract #20-7373-Classroom Curriculum, Supplies, Equipment, and Related; Staples Contract & Commercial, dba Staples Advantage, Utilizing Sourcewell Cooperative Contract #012320-SCC-Office Supply Catalog Solutions; Pencil Cup Office Products, Inc., Utilizing Education Service Center (ESC) Region 19 Allied States Cooperative (ASC) Contract #20-7373-Classroom Curriculum, Supplies, Equipment, and Related; L & B Group, LLC, dba Precision Imaging, Utilizing The Interlocal Purchasing System (TIPS) Contract #210401; and School Specialty, Inc., Utilizing Omnia Partners Contract #R190503-Educational School Supplies (Budgeted Various Funds - \$1,500,000.00)

It was moved by Trustee Call and seconded by Trustee Hernandez, that the Board approve the purchase of office supplies utilizing Interlocal Cooperative Contract Vendors including: Office Depot, utilizing Omnia Partners Contract #R190502-Educational School Supplies; El Paso Office Products, utilizing Education Service Center (ESC) Region 19 Allied States Cooperative (ASC) Contract #20-7373-Classroom Curriculum, Supplies, Equipment, and Related; Staples Contract & Commercial, dba Staples Advantage, utilizing Sourcewell Cooperative Contract #012320-SCC-Office Supply Catalog Solutions; Pencil Cup Office Products, Inc., utilizing Education Service Center (ESC) Region 19 Allied States Cooperative (ASC) Contract #20-7373-Classroom Curriculum, Supplies, Equipment, and Related; L & B Group, LLC, dba Precision Imaging, utilizing The Interlocal Purchasing System (TIPS) Contract #210401; and School Specialty, Inc., utilizing Omnia Partners Contract #R190503-Educational School Supplies, on an as needed basis, in the estimated annual amount of \$1,500,000.00. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

7. Public Meeting

A. Public Meeting to Discuss the Proposed 2021-2022 District Tax Rate

Mr. Walt Byers, Treasurer, explained that the purpose of the Public Meeting is to inform the public about the proposed tax rate of \$1.35420, which consists of \$1.0517 for Maintenance and Operations (M&O) and \$0.3025 for Interest and Sinking (I&S) Fund for Tax Year 2021. He shared the changes from the previous year and the proposed regional tax rates. Additionally, Mr. Byers reported on the factors in setting the tax rate for the 2020-2021 fiscal year to include the following: property values, House Bill 3, 2016 Bond Election, Senate Bill 1536, and a reduction in state debt funding. He explained that Senate Bill 1531 now prohibits districts from transferring from the General Fund to the Debt Service Fund. Ms. Aguirre alongside Mr. Byers explained the reason behind the fluctuation of bond debt.

Board President Velarde opened the floor for public input. The following individuals requested to address the Board:

Ms. Robin Cooper, realtor, addressed the Board expressing her concerns for the increase in tax payments.

Mr. Malcolm McGreggor, apartment manager, addressed the Board expressing his concerns for the use of taxpayer's monies.

Mr. James Peinado, community member, addressed the Board expressing his concerns for the use of taxpayer's monies and requests that the Board oppose a tax increase.

8. Action Items

A. Discuss and Take Appropriate Action on a Resolution Adopting the 2021-2022 Property Tax Rate

Trustee Hanany requested a quarterly report where opportunities are identified to decrease debt throughout the year. Ms. Aguirre explained that due to loss of enrollment the District has been forced to decrease budgets and must find ways to pay back debt. Discussion ensued regarding a strategic plan to prioritize declining enrollment.

It was moved by Trustee Call and seconded by Trustee Hanany, that the Board approve that the property tax rate be increased by the adoption of a tax rate of \$1.35420, which is effectively a 3.91 percent increase in the tax rate and adopt the Resolution Adopting a Tax Rate for the El Paso Independent School District at a tax rate of \$1.3542, which is effectively a 3.91 percent increase in the tax rate, which consists of \$1.0517 for Maintenance and Operations (M&O) and \$0.3025 for Interest and Sinking (I&S) Fund, for the Tax Year 2021. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Khlayel-Avalos, and Velarde voting in favor of the motion and Trustee Irrobali voting against. The motion carried (6 Trustees in favor and 1 Trustee against).

B. Discuss and Take Appropriate Action on Endorsement of Candidate to TASB Board of Directors (Region 19)

The following individual requested to address the Board:

Ms. Marlene Bullard, president of Tornillo ISD, addressed the Board requesting their endorsement for her to be on the TASB Board of Directors.

Ms. Daniela Galdean, student at Northwest Early College High School, addressed the Board on behalf of Armando Rodriguez, requesting their endorsement for Mr. Rodriguez to be on the Board of Directors.

It was moved by Trustee Khlayel-Avalos and seconded by Trustee Acevedo, that the Board endorse Armando Rodriguez for the TASB Board of Directors. A roll-call vote was taken with Trustees Acevedo, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion and Trustee Call voting against. The motion carried (6 Trustees in favor and 1 Trustee against).

C. Discuss and Take Appropriate Action on Establishment of Board Committees and Appointment of Board Members to Internal Committees and External Boards of Directors

Board President Velarde made the following Trustee assignments:

Academics Committee: Chair: Dr. Carla Gonzales; Trustees: Daniel Call, Leah Hanany Business Services – Chair: Martha Aguirre; Trustees: Daniel Call, Isabel Hernandez Facilities & Operations – Chair: Col. Alan Wiernicki; Trustees: Josh Acevedo, Freddy Khlayel-Avalos

Audit Committee Meeting – Chair: Josh Acevedo; Trustee: Israel Irrobali Central Appraisal District - Josh Acevedo, Freddy Khlayel-Avalos Fort Bliss Collaborative - Isabel Hernandez, Israel Irrobali Rio Grande Council of Governments - Leah Hanany EPISD Education Foundation - Al Velarde, Leah Hanany

It was moved by Trustee Acevedo and seconded by Trustee Khlayel-Avalos, that the Board create the following internal committees: Academics Committee, Business Services Committee, Facilities & Operations Committee, Policy Committee, and Audit Committee; further, that the Board appoint representatives to the following external Boards of Directors and approve any resolutions associated with any of these appointments: EPISD/Fort Bliss Collaborative, EPISD Education Foundation Board of Directors, El Paso Central Appraisal District Board of Directors, Rio Grande Council of Governments Board of Directors. A roll-call vote was taken with Trustees Acevedo, Call, Hanany, Hernandez, Irrobali, Khlayel-Avalos, and Velarde voting in favor of the motion. The motion carried unanimously.

D. Discuss and Take Appropriate Action on Approval of Annual Maximum Class Size Exception Waivers for the 2021-2022 School Year from the Texas Education Agency The following individual requested to address the Board:

Ms. Patricia Ortega, parent, addressed the Board expressing her concerns for large class sizes not having enough space to be compliant with the Texas Education Agency recommendations. She requested that classes not be overcrowded during a pandemic.

Mr. Steve Clay, Executive Director of Analytics Strategy Assessment and PEIMS, provided a historical comparison of the student to teacher ratios. He reported on the process of exceeding a 22:1 ratio. Discussion ensued regarding concerns with COVID-19 protocols and CDC recommendations. Dr. Carla Gonzales, Associate Superintendent of Academics and School Leadership, assured the Board that administration went into every classroom and measured to allow for at least three feet of social distancing. Mr. Clay reported that currently 37 classes in Grades K-4 are over the 22:1 ratio and 30 classes in 5th grade.

It was moved by Trustee Velarde and seconded by Trustee Call, that the Board approve the submission of Automated Maximum Class Size Exception Waivers to the Texas Education Agency for the period of August 2021 through August 2022 for any Kindergarten through Fourth (4th) Grade classes that exceed the 22:1 student to teacher ratio. A roll-call vote was taken with Trustees Call, Hernandez, Irrobali, and Velarde voting in favor of the motion and Trustees Acevedo, Hanany, and Khlayel-Avalos voting against. The motion carried (4 Trustees voting in favor and 3 Trustees voting against).

9. Reports

A. Update on 2021 STAAR District Performance

Mr. Clay provided a Region 19 comparison of STAAR results by District, subject and grade level. He also provided an overview on the dashboard of STAAR test results created by school feeder-pattern. Discussion ensued regarding the approach of "standard" students getting to the "meets" and "masters" standards.

Exhibit 21

B. Update on School Facility Planning and Construction - 2016 Bond Program Update
Ms. Madeleine Sara, Deputy Program Manager for Jacobs, alongside Mr. Jason Colley,
Program Director for Jacobs, provided an overview of the 2016 Bond Program projects
managed by Jacobs to include major milestones, project schedules, project updates, and
contingency report.

Ms. Sara shared that Jacobs will be recommending that contingency funds be used to replace the entire roof at General Douglas McArthur PK-8 School in the near future. Trustee Irrobali inquired about flooding areas that caused broken concrete at Andress High School. Mr. Alan Wiernicki, Chief Quality Officer, reported that the broken concrete was not yet fixed, but contractors are currently working on a solution. He also shared that a slope was negotiated with the contractor, and he expects it be completed before the end of the football season.

10. Adjournment

The meeting was adjourned at 10:21 p.m.

Date Approved: September 21, 2021

Cause N		
EL PASO PARENTS, et al.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
v.	§	
	§	DISTRICT
EL PASO INDEP'T	§	
SCHOOL DIST., et al.	§	
Defendants.	§	TARRANT COUNTY, TEXAS

TEMPORARY RESTRAINING ORDER

This matter was heard upon Plaintiffs' application for temporary restraining order, *ex parte*. Based on *Plaintiffs' Original Petition, Application for Temporary Restraining Order, and Application for Temporary and Permanent Injunction* ("Application") and evidence attached, the Court GRANTS the Application as follows:

The Court FINDS that the current face-covering rule as described by Plaintiffs threatened by Defendants was made without authority and an illegal act under Gov. Abbott's Executive Order GA-38.

The Court further FINDS that the face-covering rule is an apparent violation of the Texas Constitution and Texas Open Meetings Act which supports injunctive relief.

The Court FINDS that, unless enjoined, Plaintiffs face irreparable harm, including significant and irreparable damage to their right to a healthful environment while they receive a free and appropriate public education free of illegal activity sanctioned by the El Paso Independent School District, which Gov. Abbott's Executive Order GA-38 specifically prohibits.

Additionally, the Court FINDS immediate injunctive intervention is appropriate to prevent further harm and preserve the status quo before the Court can hear and consider the Plaintiff's application for a temporary injunction.

NOW, THEREFORE, good cause appearing, the Court GRANTS the application, and ORDERS the El Paso Independent School District ("Defendant") and its agents to cease enforcement actions of the face-covering rule described in the Application, for fourteen (14) days pending an evidentiary hearing on Plaintiff's Application for temporary injunction, as follows:

Defendant shall not deny any student or parent access to El Paso Independent School District facilities based on a face covering, nor act in derogation of any right enjoyed by a person wearing a face covering.

Defendant will ensure that its teachers and all other relevant agents are aware of this Order and is informed that its violation is sanctionable by this Court.

This temporary restraining order is granted on the condition that an undertaking, executed by Plaintiffs and an appropriate surety in the sum of \$100.00 be filed to make good such damages as may be occasioned by the Defendant, not to exceed said sums as may be suffered by a Defendant who is found to be wrongfully restrained.

Filing of the bond herewith required is noted by this court as having occurred by the time of issuance of this order on the same day.

The Plaintiff's motion on th	e application fo	r a prelimina	ry injunction is	hereby set to be
heard before the Court at	, on	at	o'clock.	This temporary
restraining order shall continue in fo	orce for fourteen	(14) days fro	om the date it tal	xes effect.
IT IS HEREBY ORDERED	that the trial or	n the action of	on the merits wi	ill advanced and
consolidated with the hearing on the	e application for	preliminary i	njunction.	
Dated:				
		Judge Presid	ing	

United States Court of Appeals for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

December 1, 2021

Lyle W. Cayce Clerk

No. 21-51083

E.T., by and through her parents and next friends; J.R., by and through her parents and next friends; S.P., by and through her parents and next friends; M.P., by and through her parents and next friends; E.S., by and through her parents and next friends; H.M., by and through her parents and next friends; A.M., by and through her parents and next friends,

Plaintiffs—Appellees,

versus

KENNETH PAXTON, in his official capacity as Attorney General of Texas,

Defendant-Appellant.

Appeal from the United States District Court for the Western District of Texas USDC No. 1:21-CV-717

Before ELROD, OLDHAM, and WILSON, Circuit Judges.

CORY T. WILSON, Circuit Judge:

Texas Attorney General Kenneth Paxton seeks a stay pending appeal of the permanent injunction that bars him from enforcing Texas Governor Greg Abbott's Executive Order GA-38, which prohibits local governmental entities from imposing mask mandates. Mindful that "[a] stay is an intrusion

into the ordinary processes of administration and judicial review, and accordingly is not a matter of right," *Barber v. Bryant*, 833 F.3d 510, 511 (5th Cir. 2016) (internal quotation marks omitted), and having considered the factors laid out by the Supreme Court in *Nken v. Holder*, 556 U.S. 418, 426 (2009), we conclude that a stay is warranted. Specifically, the Attorney General has demonstrated a strong likelihood of success on the merits and the prospect of irreparable injury absent a stay; has shown that maintaining the *status quo ante* pending appeal will not risk substantial injury to the plaintiffs; and, finally, that the public interest favors a stay. Accordingly, we STAY the district court's permanent injunction pending resolution of this appeal on its merits.

I.

Governor Abbott issued Executive Order GA-38 ("GA-38") on July 29, 2021. GA-38 compiled and superseded other orders issued in relation to the Governor's COVID-19 disaster proclamation of March 13, 2020. GA-38 provided, *inter alia*, that "[n]o governmental entity, including a . . . school district, . . . and no governmental official may require any person to wear a face covering or to mandate that another person wear a face covering[.]" This provision superseded "any face-covering requirement imposed by any local governmental entity or official," and it exercised the Governor's authority to suspend several Texas statutes.

Challenges to the validity of GA-38 under Texas state law were brought in various venues. On August 17, 2021, a little over two weeks after Governor Abbott issued GA-38, the parents of seven children who have Down syndrome, asthma, hypogammaglobulinemia, cerebral palsy, heart defects, bronchomalacia, bronchiectasis, spina bifida, and epilepsy, filed this action in federal district court on behalf of their children. All seven children are enrolled in Texas's public schools. Most public schools in Texas began

in-person classes for the 2021–22 school year between August 9 and August 23, 2021.

In their complaint, plaintiffs sought a declaration that enforcement of GA-38 against public school districts violates federal law, specifically the Americans with Disabilities Act ("ADA"), 42 U.S.C. § 12131, the Rehabilitation Act, 29 U.S.C. § 794, the Individuals with Disabilities Education Act ("IDEA"), 20 U.S.C. § 1415(*l*), and the American Rescue Plan Act, Pub. L. No. 117-2, § 2001 (2021). Plaintiffs alleged that enforcing GA-38 against public school districts denied them a quality education based on their disabilities. They also sought preliminary and permanent statewide injunctive relief barring Attorney General Paxton from enforcing the order. The Attorney General filed a motion to dismiss, asserting that plaintiffs lacked standing and, alternatively, that plaintiffs had failed to exhaust their administrative remedies before filing suit or to state prima facie claims.

Without issuing any preliminary relief, the district court held the motion to dismiss in abeyance and conducted a bench trial on October 6, 2021. On November 10, 2021, the district court issued an opinion finding that plaintiffs had standing to sue Attorney General Paxton, and that GA-38 violated the ADA and the Rehabilitation Act and was preempted by both of those statutes as well as the American Rescue Plan Act. Based on those findings, the district court permanently enjoined the Attorney General from enforcing GA-38 against public school districts "requiring masks."

Attorney General Paxton appealed. He now seeks an emergency stay of the district court's injunction pending the resolution of the appeal.

¹ Initially plaintiffs also sought injunctive relief against the Commissioner of the Texas Education Agency and the Texas Education Agency itself. The district court subsequently granted a motion to dismiss the claims against both defendants.

II.

The factors we consider in determining whether to grant a stay are by now axiomatic:

(1) whether the stay applicant has made a strong showing that he is likely to succeed on the merits; (2) whether the applicant will be irreparably injured absent a stay; (3) whether issuance of the stay will substantially injure the other parties interested in the proceeding; and (4) where the public interest lies.

Nken, 556 U.S. at 434 (quoting Hilton v. Braunskill, 481 U.S. 770, 776 (1987)). The first two factors, the likelihood of success on the merits and a showing of irreparable injury absent a stay, "are the most critical." Id. Because the district court issued its injunction after a bench trial, the merits panel of this court will eventually review the district court's findings of fact for clear error and its legal findings de novo. Providence Behav. Health v. Grant Rd. Pub. Util. Dist., 902 F.3d 448, 455 (5th Cir. 2018) (quoting Coe v. Chesapeake Expl., L.L.C., 695 F.3d 311, 316 (5th Cir. 2012)). Viewing them through that same lens, we evaluate each of the Nken factors in turn.

Α.

First, likelihood of success on the merits. Attorney General Paxton offers four arguments to support his likely success on appeal. As a threshold matter, he asserts that plaintiffs lack standing because they have failed to demonstrate any injury-in-fact. Next, he argues that plaintiffs' claims fail as a matter of law because plaintiffs did not exhaust their administrative remedies before filing suit as required by IDEA, *see* 20 U.S.C. § 1415(*l*); failed to state prima facie claims under either the ADA or the Rehabilitation Act; and because the American Rescue Plan Act does not provide any private right of action. Third, he disputes plaintiffs' contention that GA-38 is preempted by federal law. Finally, he contends that the district court's statewide injunction is overbroad and should, if not set aside entirely, be more narrowly tailored to provide plaintiffs relief in this case.

1.

Fundamentally, federal courts may only exercise jurisdiction over "'Cases' and 'Controversies.'" *Ghedi v. Mayorkas*, 16 F.4th 456, 464 (5th Cir. 2021) (citing U.S. Const. art. III, § 2). A "case" or "controversy" only exists when a party has standing. And standing exists only when the party plausibly alleges three elements: "(1) an 'injury in fact,' (2) that is 'fairly...trace[able] to the challenged action of the defendant,' and (3) that is 'likely...redress[able] by a favorable decision.'" *Id.* (alterations in original) (quoting *Lujan v. Defs. of Wildlife*, 504 U.S. 555, 560-61 (1992)). Here, it is unlikely that the plaintiffs have standing to pursue their claims.

"To establish injury in fact, a plaintiff must show that he or she suffered 'an invasion of a legally protected interest' that is 'concrete and particularized' and 'actual or imminent, not conjectural or hypothetical.'" *Spokeo, Inc. v. Robins*, 578 U.S. 330, 339 (2016) (quoting *Lujan*, 504 U.S. at 560). An alleged injury must clear each of these hurdles to confer standing. *See id.* at 340 ("We have made it clear time and time again that an injury in fact must be both concrete *and* particularized.") (collecting cases); *Shrimpers & Fishermen of RGV v. Tex. Comm'n on Env't Quality*, 968 F.3d 419, 424 (5th Cir. 2020) ("[E]ven if a petitioner's increased-risk harms *are* particularized, they also must be actual or imminent." (citations omitted)).

Granted, plaintiffs may well allege particularized harm given that each of them alleges a disability that leaves them particularly vulnerable during the pandemic. But they likely falter in showing any concrete, or actual or imminent, injury as a result of the enforcement of GA-38. Plaintiffs assert that the injury threatened by the enforcement of GA-38 "was and is the deprivation of meaningful access to in-person school," or, as the district court characterized it, that plaintiffs "are either forced out of in-person learning altogether or must take on unnecessarily greater health and safety

risks than their nondisabled peers." But plaintiffs have not shown that they face such an "either/or" choice as a result of GA-38, and the district court's conclusion that they do was likely erroneous.

While plaintiffs disclaim that their alleged injury is "the increased risk of contracting [COVID-19] absent a mask mandate," as the Attorney General asserts in his motion, at essence, their claims—and the district court's injunctive relief—wholly rest on exactly that theory. Distilled down, their alleged harm—deprivation of access to in-person school—wholly derives from the assumption that the Attorney General's enforcement of GA-38's prohibition of local mask mandates increases plaintiffs' risk of contracting COVID-19 while attending school. Such an assumption is, after all, the only alleged basis by which the plaintiffs could be "forced out of in-person learning." But "[a] 'concrete' injury must be 'de facto'; that is, it must actually exist.... When [the Supreme Court has] used the adjective 'concrete,' [it has] meant to convey the usual meaning of the term—'real,' and not 'abstract.'" Spokeo, 578 U.S. at 340 (quoting BLACK'S LAW DICTIONARY 479 (9th ed. 2009); Webster's Third New International Dictionary 472 (1971); Random House DICTIONARY OF THE ENGLISH LANGUAGE 305 (1967)).

The risks of contracting COVID-19 for these plaintiffs are certainly real, but the alleged injury to plaintiffs from the enforcement of GA-38 is, at this point, much more abstract. This is so because the binary choice envisioned by the district court—either stay home or catch COVID-19—is a false one: it wholly elides the various accommodations available to the plaintiffs (e.g., distancing, voluntary masking, class spacing, plexiglass, and vaccinations) to

ensure a safer learning environment, regardless of GA-38's prohibition of local mask mandates.²

Beyond whether plaintiffs allege a "concrete" injury, they also likely fail to show any actual or imminent injury as a result of the enforcement of GA-38. This is so because "[i]ncreased-risk claims—even when they are particularized—often cannot satisfy the 'actual or imminent' requirement." Shrimpers & Fishermen of RGV, 968 F.3d at 424. Indeed,

Much government regulation slightly increases a citizen's risk of injury—or insufficiently decreases the risk compared to what some citizens might prefer... Opening the courthouse to these kinds of increased-risk claims would drain the "actual or imminent" requirement of meaning [and] expand the "proper—and properly limited"—constitutional role of the Judicial Branch beyond deciding actual cases or controversies....

Id. (quoting Pub. Citizen, Inc. v. Nat'l Highway Traffic Safety Admin., 489 F.3d 1279, 1295 (D.C. Cir. 2007) (Kavanaugh, J.)) (cleaned up). As noted above, given the other preventative measures available to plaintiffs and the schools they attend, any injury-in-fact arising from the enforcement of GA-38 appears speculative or tentative, not actual or imminent. Cf. Ghedi, 16 F.4th at 465 (concluding that the alleged injury was "real and immediate" and thus conferred standing).

² Even assuming that plaintiffs' alleged injury is the deprivation of access to inperson public education, on the record before us, any deprivation also appears to be attributable to choices made by plaintiffs, not Attorney General Paxton. In other words, any injury alleged by plaintiffs would be "self-inflicted," as the Attorney General contends, and thus insufficient to confer standing. GA-38 does not bar plaintiffs' physical access to school or require them to resort to virtual learning. Nor do Attorney General Paxton's actions in enforcing GA-38 hinder access, given the other available accommodations discussed above the line.

Lastly, Plaintiffs may lack standing to assert their claims against the Attorney General because they cannot show that any injury "is 'likely... redress[able] by a favorable decision.'" *Id.* at 464 (quoting *Lujan*, 504 U.S. at 560-61). If GA-38 remains enjoined, neither plaintiffs nor Attorney General Paxton has the authority to impose mask mandates in particular schools. Plaintiffs allege that their schools would do so, but nothing in the relief afforded by the district court would require the schools to remedy plaintiffs' alleged injury via local mask mandates.

For these reasons, plaintiffs have likely failed to demonstrate standing.

2.

Beyond the question of plaintiffs' standing, their claims likely fail on the merits as a matter of law. The record indicates that the plaintiffs have not exhausted their administrative remedies under IDEA. See 20 U.S.C. § 1415(I). Reviewing this issue de novo, we conclude, contrary to the district court, that the plaintiffs were likely required to do so before bringing their ADA or Rehabilitation Act claims in court.

When a plaintiff "seeks redress for a school's failure to provide a [free appropriate public education]" IDEA applies, even if the complaint is "not phrased or framed in precisely that way." Fry v. Napoleon Cmty. Schs., 137 S. Ct. 743, 755 (2017). IDEA requires that "before the filing of a civil action under [the ADA and the Rehabilitation Act] seeking relief that is also available under this subchapter, [administrative] procedures...shall be exhausted[.]" 20 U.S.C. § 1415(l). The plaintiffs' arguments that GA-38 denies them an appropriate in-person state-sponsored education in violation of the ADA and the Rehabilitation Act likely fall under the auspices of the IDEA's administrative exhaustion requirements.

To determine if IDEA applies, courts generally must answer two questions: "First, could the plaintiff have brought essentially the same claim

if the alleged conduct had occurred at a public facility that was *not* a school . . . [a]nd second, could an *adult* at the school—say, an employee or visitor—have pressed essentially the same grievance?" *Fry*, 137 S. Ct. at 756. If both questions can be answered in the negative, IDEA and its administrative exhaustion requirements apply.

The district court framed the *Fry* questions around plaintiffs' physical access to their schools, concluding that IDEA's administrative exhaustion requirements were not antecedent to plaintiffs' claims because they could have brought "essentially the same claim" against another public facility, and an adult at the school could "have pressed essentially the same grievance." *See id.* Setting aside the logical import of the district court's analysis—namely, that any plaintiff could insist upon a mask mandate at any public facility or assert an ADA or Rehabilitation Act claim based on the entity's failure to impose one—the court's analysis misapprehends the gravamen of plaintiffs' claims. Plaintiffs do not really center their claims on a deprivation of physical access, even though they focus on in-person education at school.

Instead, the plaintiffs at base allege something very particular: the deprivation of an in-person state-sponsored education because of their risk of contracting COVID-19 without a mask mandate. Could such a claim be brought against "a public theater or library?" *Id.* Arguably no, as the plaintiffs seek to enjoin GA-38 in order to allow their schools to impose mask mandates, which they contend are necessary for them to receive an in-person education on par with other students. The essential aspect of plaintiffs' claims, access to in-person learning, could not be levied against "a public facility that was *not* a school." *Id.* As to the second question, a non-student adult at the school could obviously not press the same grievance because he or she would not be at the school to access in-person learning. Because IDEA likely applies, and because nothing in the record establishes that plaintiffs

pursued any administrative remedies before filing suit, the district court likely lacked jurisdiction over their claims for this reason as well.

Even if a failure to exhaust remedies does not bar plaintiffs' claims, the record is devoid of evidence that plaintiffs have made any requests for reasonable accommodation under the ADA or the Rehabilitation Act. Glossed over in both plaintiffs' briefing and the district court's opinion is any acknowledgment that plaintiffs are not entitled to their preferred accommodation, but only a reasonable accommodation, and that "[i]t is the plaintiff's burden to request reasonable accommodations." *Jenkins v. Cleco Power, LLC*, 487 F.3d 309, 315 (5th Cir. 2007). The district court's analysis rests on the faulty premise that the *only* accommodation available to plaintiffs is their schools' ability to impose mask mandates. But as discussed above, there are any number of other ways schools could accommodate plaintiffs' disabilities without traversing either GA-38 or federal law.

Regardless, a request for reasonable accommodation is generally a part of a prima facie case for relief under the ADA and Rehabilitation Act. *E.g.*, *Smith v. Harris Cnty.*, 956 F.3d 311, 317–18 (5th Cir. 2020) (citing *Windham v. Harris Cnty.*, 875 F.3d 229, 237 (5th Cir. 2017)). Without evidence that they requested some reasonable accommodation, plaintiffs would have to demonstrate that the reasonable accommodation they proposed to the court, a mask mandate, was necessary and obvious. *Id.* (quoting *Taylor v. Principal Fin. Grp., Inc.*, 93 F.3d 155, 165 (5th Cir. 1996)). Given the availability of vaccines, voluntary masking, and other possible accommodations—options barely acknowledged by either plaintiffs or the district court—the record before us likely does not support the conclusion that a mask mandate would be both *necessary* and *obvious* under the ADA or the Rehabilitation Act. Plaintiffs thus likely fail to make out a prima facie case under either statute.

3.

Next, the Attorney General disputes the district court's conclusion that the ADA, the Rehabilitation Act, and the American Rescue Plan Act preempt GA-38. Federal law can preempt state actions in three situations: first, Congress may expressly preempt state actions; second, Congress can so comprehensively legislate in an area that States have no ability to supplement Congress's enactments; and third, state actions can directly conflict with federal action. City of Morgan City v. S. La. Elec. Co-op. Ass'n, 31 F.3d 319, 322 (5th Cir. 1994) (citing Pac. Gas & Elec. Co. v. State Energy Res. Conservation & Dev. Comm'n, 461 U.S. 190, 203-04 (1983)). State action can directly conflict with federal action if "a provision of state law may be incompatible with a federal statute such that compliance with both is a 'physical impossibility[,]'...[or] if its application would disturb, interfere with, or seriously compromise the purposes of the federal statutory scheme." Id. (quoting Pac. Gas & Elec. Co., at 204, 220-21).

The district court's holding that the ADA and the Rehabilitation Act preempt GA-38 is seemingly based on the premise that application of GA-38 would make it impossible for schools to comply with the ADA or the Rehabilitation Act, or would interfere with the purposes of those federal laws, because a mask mandate would be the only way to provide plaintiffs an inperson public education. But, as outlined above, and bearing in mind that IDEA's exhaustion requirement may well bar this argument from the outset, that does not appear to be the case. Other means exist to control the spread of COVID-19 in school settings like vaccination, social distancing, plexiglass, and voluntary mask wearing. Plaintiffs are not entitled to their preferred accommodation under the ADA and Rehabilitation Act if other reasonable accommodations are available. Accordingly, it does not appear that GA-38 renders it a "physical impossibility" for schools to comply with the ADA or the Rehabilitation Act, or that GA-38 "would disturb, interfere with, or

seriously compromise the purposes of" either law. *Id.* Therefore, it was likely erroneous for the district court to hold that GA-38 was preempted by either the ADA or the Rehabilitation Act.

Further, to the extent this argument is even properly before us,³ we do not read the American Rescue Plan Act to preempt GA-38's prohibition of local mask mandates, as the district court did. The district court based its conclusion on excerpts from the Department of Education's rule of April 22, 2021, relating to use of American Rescue Plan Act funds by local educational agencies. That rule provides that funds can be used "for a wide variety of educating students during activities related to the COVID-19 pandemic...including universal and correct wearing of masks[.]" American Rescue Plan Act Elementary and Secondary School Emergency Relief Fund, 86 Fed. Reg. 21,195-96 (Apr. 22, 2021). The rule further clarifies that a local education agency must include a plan publicly maintained on its website that states "how it will maintain the health and safety of students . . . and the extent to which it has adopted policies, and a description of any such policies, on each of the CDC's safety recommendations including: Universal and correct wearing of masks[.]" Id. at 21,200-01.

Rather than requiring local educational agencies to adopt universal masking, the American Rescue Plan Act requires local educational agencies to *communicate* with the public regarding what requirements, if any, it maintains regarding masking, and why. GA-38 does not interfere with this responsibility, other than removing localized mask mandates from the range

³ The plaintiffs' argument that the American Rescue Plan Act provides a private cause of action is tenuous at best. And the district court's bald invocation of the Supremacy Clause and its equitable jurisdiction fails to fill the gap. We discern no language in the act, and plaintiffs point us to none, that appears to create such an action. For this additional reason, plaintiffs' claims, to the extent they are based on the American Rescue Plan Act, likely fail as well.

of policies and practices for safe operation of schools, so it was likely error for the district court to conclude that GA-38 was preempted on this ground.

4.

Finally, assuming that plaintiffs' claims are otherwise viable, at a minimum, the district court's blanket injunction prohibiting the enforcement of GA-38 in all public schools across the State of Texas is overbroad. Injunctions must be narrowly tailored within the context of the substantive law at issue to address the specific relief sought. *Scott v. Schedler*, 826 F.3d 207, 211 (5th Cir. 2016) (quoting *Doe v. Veneman*, 380 F.3d 807, 818 (5th Cir. 2004)). This means that an injunction cannot "encompass more conduct than was requested or exceed the legal basis of the lawsuit." *Id.* at 214 (citing *Veneman*, 380 F.3d at 819). First, the injunction could have been tailored to address only the seven plaintiffs in this action, as well as their school districts. More generally, the district court's injunction could also have been tailored to require only individualized accommodations by schools, on a case-by-case basis, while leaving GA-38's general ban on mask mandates in place. Imposing a broad-brush injunction to prohibit enforcement of GA-38 in all schools in Texas was likely erroneously overbroad.

For all these reasons, Attorney General Paxton has made the requisite showing of a likelihood of success on the merits of his appeal, favoring a stay pending appeal.

B.

The other *Nken* factors also favor a stay pending appeal. We briefly address each of them.

As for irreparable injury absent a stay, the second *Nken* factor weighs in favor of the Attorney General because "[w]hen a statute is enjoined, the State necessarily suffers the irreparable harm of denying the public interest

in the enforcement of its laws." Veasey v. Abbott, 870 F.3d 387, 391 (5th Cir. 2017) (citing Maryland v. King, 567 U.S. 1301, 1303-04 (2012) (Roberts, C.J., in chambers); Walters v. Nat'l Ass'n of Radiation Survivors, 468 U.S. 1323, 1324 (1984) (Rehnquist, J., in chambers)). While this case centers on an executive order issued by the Governor under his emergency authority rather than enforcement of a statute enacted by the plenary legislative authority of the people, the same reasoning applies. See TEX. GOV'T CODE § 418.012 (The Governor's "[e]xecutive orders, proclamations, and regulations have the force and effect of law."). In our "system of federal courts representing the [n]ation, subsisting side by side with 50 state judicial, legislative, and executive branches, appropriate consideration must be given to principles of federalism in determining the availability and scope of equitable relief." Rizzo v. Goode, 423 U.S. 362, 379 (1976) (citing Doran v. Salem Inn, Inc., 422 U.S. 922, 928 (1975)). Here, those principles counsel acknowledgement that Texas's public officials are charged with carrying out Texas's public policy, and enjoining those officials and that policy injures the state. See Mi Familia Vota v. Abbott, 834 F. App'x 860, 864 (5th Cir. 2020) (per curiam) (granting stay to Texas; noting that an executive order has "the force and effect of law," so the State "suffers the irreparable harm of denying the public interest in the enforcement of its laws"); accord Richardson v. Tex. Sec'y of State, 978 F.3d 220, 243 (5th Cir. 2020) (holding that an injunction requiring exercises of authority by the Texas Secretary of State irreparably harmed Texas (quoting *Veasey*, 870 F.3d at 391)).

Next, in considering whether issuance of a stay pending appeal will substantially injure the other party, "the maintenance of the status quo is an important consideration in granting a stay." *Barber*, 833 F.3d at 511 (internal quotation marks omitted) (quoting *Dayton Bd. of Educ. v. Brinkman*, 439 U.S. 1358, 1359 (1978)). GA-38 has been in effect since July 29, 2021. Since the plaintiffs filed this action on August 17, 2021, they have not requested

emergency relief, and the district court never entered any preliminary relief, despite plaintiffs' request for a preliminary injunction in their complaint. That procedural posture, coupled with the tenuous and speculative nature of the injury alleged by plaintiffs to result from GA-38's prohibition of local mask mandates, tends to establish that preservation of the *status quo ante* will not substantially injure plaintiffs. Thus, this factor favors a stay, i.e., maintaining the status quo by leaving GA-38 in effect, pending appeal.

Finally, where the public interest lies. Our analysis of the fourth *Nken* factor follows much of our analysis of the second factor. As Attorney General Paxton argues, when "the State is the appealing party, its interest and harm merge with that of the public." *Veasey*, 870 F.3d at 391 (citing *Nken*, 556 U.S. at 435). For this reason, the fourth factor also weighs in favor of a stay.

IV.

For well over a year and a half now, every American has grappled with navigating the safest course through an unpredictable pandemic and its continuing effects on our nation in the face of risk, disruption, and shifting guidance. None of our above discussion should be taken to suggest that plaintiffs—and their parents—do not have legitimate concerns about the pandemic or the risks they face from COVID-19. But, at least at this preliminary stage, it is unclear that plaintiffs have stated any injury-in-fact sufficient to confer standing, or that either GA-38, or Attorney General Paxton's actions in enforcing it, result in any cognizable deprivation of plaintiffs' access to in-person public education.

Because we conclude the *Nken* factors weigh in favor of granting a stay pending the resolution of this appeal on its merits, Attorney General Paxton's emergency motion is GRANTED, and the district court's injunction prohibiting the enforcement of GA-38 in Texas public schools is hereby STAYED pending appeal.